

B R U T A L   D E A T H  
E N D S   A   M A N ' S   D R E A M



AND OTHER STORIES OF COPS RUINING CHRISTMAS



Ind., Ohio, and handled by H. M. L. won the first prize. The second to Joe, owned by C. T. Thomas, Whitford, Pa., handled by W. D. Arliss, of Courtland, Ala.; Manitoba, Ind., owned by Thomas Johnson, of Winnipeg, Manitoba, won the third.

Gude, of Burceville, Ind., handling Frank.

In free-for-all stakes with heats two hours' duration will begin tomorrow with eight starters. It is open to the world. The members' stake, which the chief prize is the \$500 loving cup, offered by George J. D. will be run Friday. The judges of the present trials are Nat B. Ness of Nebraska, and M. F. Hochkennel editor of The Sportsman's Review.

## 50 BALES OF COTTON SOLD BY MISSISSIPPI

Oxon, Miss., December 1.—The state of Mississippi made the biggest sale of cotton today in the history of convict farms, and received the price ever paid. A telegram from board of trustees at Parchman, the man on the big farm, to Secretary of War, informed the latter of the sale of 500 bales to Boyce & Co., of New Orleans at 15 cents per pound. That is \$225,000 for the state treasury, perhaps more, as it is probable the bales averaged more than 500 lbs.

## Bad Breath Boon

Cheeks Were Aglow Like Roses in Bloom;  
Her Lips Red as Cherries Thrice Over;  
Teeth Like the Pearl;  
Hair Tangled Gair;  
Breath Like Sweet Blowing Clover.

much for poetry. But STUART'S COAL LOZENGES ARE prose well. They are practical and for every-day use and they will make any breath just as sweet and wholesome as the Girl's breath in the song. Is what is nicer than a sweet breath and what more offensive a bad, foul one? Every one tries to get rid of it themselves and tolerates it in their friends, but—it is only trying and puts friendship sentiment to a severe test.

Bad breath is a sort of unspoken judgment on cleanliness; you can't stay away from it and can't explain. You can take foolish little remedies. Sighs for it for an hour or so; but this is suggestive; your breath is unnatural, and your friends wonder why. Bad breath comes once in a while from decayed teeth, but there is a quick and effectual remedy for this—dentist. It comes as a rule from a bad stomach. It is gone wrong; digestion impaired; assimilation imperfect; nutrition arrested and a consequent mismanagement all around.

Meantwhile a bad condition of the mouth is inaugurated. There is flatulence, stomach, and with these

high governments have placed restrictions upon the use of Red Cross Christmas stamps. Four of the countries—Great Britain, Orange River Colony, Southern Rhodesia and the Transvaal—refuse to admit to their mails packages bearing such stamps, and Germany admits packages bearing the stamps if they be affixed to the back of the letter or parcel, but not if they are placed on the face of it.

The postoffice department today issued a bulletin saying that articles liable to be refused admittance to any of the countries because they bear the stamps will be returned to the sender if known.

The loss to the Red Cross fund as a result of the ruling will be small. The sales of the stamps up to tonight is greatly in excess of what it was last year. Already \$8,000,000 have been purchased.

## GIRLS FIGHT OVER DOLL AND ARREST FOLLOWS

### Police Had to Use Their Clubs Vigorously to Restore Order.

Pittsburg, December 1.—A doll and the argument of two little girls for its possession caused a riot at Meadowlands near this city. The fighting was furious until a squad of state police restored order by using their batons vigorously. Twelve of the 100 combatants were arrested.

The children after quarreling with words, fastened their fingers in each other's locks, pulled with all their might and screamed with anger and pain.

The women and men of their families rushed from their homes, and in a few minutes the real trouble started. Neighbors became involved. Bricks were thrown, and clubs were used. Several persons were knocked unconscious.

### Negroes Held for Murder.

Jacksonville, Fla., December 1.—Charged with the murder of Sol Oysterman, who was found dead with his head beaten in, in a rooming house yesterday, Henry Jones, a negro and his wife Mamie were arrested here today. Cash amounting to \$1,674.75 which was stolen from Oysterman's room, was found in Jones' home, a number of the bills being bloodstained. Diamond rings, a bracelet and a quantity of silverware also were found in the house.

## SUGGESTION AS TO HOW TO MAIL XMAS PRESENTS

Postoffice Department Says Mark Gifts: "Not to Be Opened Until Christmas."

Washington, December 1.—Christmas suggestions by the postoffice department include one that packages containing gifts be marked "not to be opened until Christmas day," and that they be mailed several days in

time of these combinations that the report advocates the establishment of supply depots, which would be drawn upon for the equipment of the army in time of need. At such depots supplies would be carried to outfit any additional volunteer force, up to a moderate number that might be hastily recruited to complete the organization of a corps.

Attached to the headquarters of the report declares there should be stationed a young and active officer of the regular army, whose duty it would be to instruct and direct the organizations in the corps. Such an officer, it is pointed out, issue no orders to the militia, but is declared he should be given authority to supervise the equipment of the volunteers in his district, and be held responsible for their mobilization and direction.

It is proposed to submit such a plan to the several states, announce their willingness to cooperate with the war department will be taken toward putting it into action.

The matter of a general movement of the various armories occupies a prominent place. The secretary of war has conviction that, as now organized, army posts do not meet the requirements of the service, and being isolated and difficult to defend.

Aerial Fleets for War. Among a great number of topics touched upon in the rotary Dickinson speaks approvingly of the aeroplane. He adds, however, that because of the difficulty of getting an appropriation to construct an aerial fleet, he nevertheless urges that no plea to congress be made for the equipment of the army; however, that the fact is recognized that all first-class nations, except the United States, are themselves systematically building aerial fleets, Germany and France notably in the lead."



SALES OF  
**DOZIER & GAY**  
**PAINTS**

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# WIFE CONFESSES TO GIVING SAWS

Tells Police She Wanted  
Husband to Break Jail So  
Their Baby Might Enjoy  
Christmas.

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when both man and wife will be ar-  
raigned.

**MARRIED ONLY A YEAR.**

Manley and his wife have been mar-  
ried only a little more than a year.  
Less than twelve months ago, he was  
arrested on a similar charge—"bad  
checks." When put in a cell at head-  
quarters, the girl wife came and re-  
mained at the barred entrance to his  
prison until midnight, refusing to re-  
turn home until her husband was re-  
leased.

At midnight, she grew sleepy and  
fatigued. A charitable turnkey of-  
fered her a bunk in Marion Bohae-  
feld's ward, which she accepted, sleep-  
ing at headquarters until the following  
morning, when she awoke early and  
went out to obtain Manley's bond.

When Manley was arrested Saturday  
afternoon, he had been behind the bars  
only a short time before the wife came  
to the station house. This time she  
carried a baby less than six months  
old. From early in the afternoon until  
late at night, she sat in an arm-  
chair before the prison door, the babe  
in her arms, a constant stream of under-  
world habitués flowing before her.

Shortly before midnight she left the  
baby in the arms of Policeman R. H.  
Hastall, and stepped out on Decatur  
street, saying she was going to get the  
prisoner some lunch. Presently she re-  
turned, carrying a huge bundle, which  
she took to the cell door of her hus-  
band. No one suspected anything, as  
she had been given access to the prison  
all night.

Immediately she left the station-  
house. An hour later Leatheras report-  
ed his loss. The inmates of ward 2  
were turned out of their cells and lined  
up for the search. The saws and other  
implements were found, together with a  
bar of soap and a fine steel file, the  
latter two of which were discovered  
in Manley's shirt.

"Nobody gave them to me," he is  
said to have protested. "I had them  
on me when I came in."

**SUSPECTED THE WIFE.**

Chief Jett, however, was not content  
with this explanation. He ordered the  
detective department to investigate  
Mrs. Manley. Detective Rosser was  
assigned to the case. He found that  
little woman at her home, 127 Capitol  
avenue, where she and her husband  
have been living for some time. Man-  
ley is a clerk and is only 23 years old.  
After much questioning, Rosser says  
he finally elicited the confession that  
she had smuggled the saws and soap  
and file to her husband because she  
couldn't stand to see him spend Christ-  
mas in jail and because the child  
needed a Santa Claus.

She broke into tears when the detective  
told her she would have to go to  
prison and said that if she and her  
husband, too, were forced to stand  
trial the little family would have to  
do entirely without Christmas. She was  
carried weeping to prison.

"I got the saws at a pawnshop on  
Decatur street," she is said by the po-  
lice to have told. "I couldn't stand to see  
Jack in jail this Christmas. This  
is our first child, and it's his first  
Christmas. He just had to have a  
Santa Claus. Without Jack he could  
have nothing—there would be no  
Christmas, and we'd even be without  
something to eat. Nobody can blame  
me for trying to get him out. I was  
wild—I hardly realized what I was do-  
ing. All that I had in mind was to get  
Jack home again, whether he had to  
break out of jail or not."

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## SIX LOOTERS

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## MANY OFFICES ON TREATY

December 21.—The com-  
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the Tenth battalion  
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sunrise in that city  
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# BY BURGLAR GANG

## Whitlock Wounded Four Times at Cambridge Biscuit Plant on Challenging Intruders

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THE BOSTON DAILY GLOBE 6 DEC.

## AMNESTY PARADE QUICKLY BROKEN UP

### Police and Soldiers Smash Placards, Scatter Line

### New York "Walkers" Plan Protest Against Police "Brutality"

NEW YORK, Dec 25.—The Christmas Day celebration of the League for Amnesty for Political Prisoners met with disaster today when the police, soldiers and state citizens broke it up. Several hundred men and women placarded and "single filed" for the start of their "walk" up Fifth Avenue, dwindled to about 50 persons, divided into two wandering bodies which found their way "home" to the parish house of the Church of the Ascension in West 11th Street after many hours of wandering.

Church congregations emerged from services at noon without finding the league's leaders, who were to sing for them in manacles and in prison garb. An all-day vigil at Trinity Church down town saw no demonstration there. Police warnings of drastic action to be taken if attempts to violate the law were made, brought changes in the league's Christmas program, it was said.

Placards carried by the "walkers" were destroyed wholesale by the police and volunteer assistants. A number of arrests were made for disobedience to police orders, and constant interruptions by police and civilians resulted in disrupting the "procession" beyond all recognition within a quarter of a mile of its start.

What was left of the demonstration gathered in the parish house of the Church of the Ascension and discussed a proposition for protest against the "brutality" of the police.

Daniel Whitlock of 15 Breen Street, Cambridge, night watchman at the Cambridge plant of the National Biscuit Company on Albany Street was shot four times last night by burglars who had forced an entrance into the building.

The watchman was approaching the office on the first floor at 11:30 p.m. when he heard a noise and turning his flashlight in the direction from which the noise came, saw a group of three or four men. He cried out "hands up" and at that instant the men fired.

Whitlock was wounded over the left eye, twice in the right arm and once in the left leg. He says that he heard but three shots and then became unconscious.

It was after midnight when he recovered sufficiently to call station 2, and he was taken to the Cambridge Relief Hospital, where the opinion was expressed that his wounds would not prove serious.

Some burglars' tools were found outside the plant. Apparently the men left immediately after shooting the watchman and so far as known did not secure any booty.

## SIMS' STORY

Admiral Sims, U.S.N., exclusive to the Sunday Globe, tells what he thinks of the value of service rendered by our officers. His own story of the service rendered directly under him is perhaps the most significant and thrilling document produced by any American war.

## YES OUT NINE FAMILIES

### Three Jamaica Flat Houses

### Early Yesterday— Estimated at \$7000

many in scanty attire, in their apartments out and cold soon after 7 a.m. in the three-story frame, 51, 53 and 55 School Street,

a pretty effectively directed story of the three believed to have started the fire. Loss is estimated at \$7,000. Littlefield of Roxbury. The lower unaged by smoke and

per portion of the three families when the apparatus fearing that the fire in the district Chief M. J. Mulligan, second alarm, which apparently

## LOBE CONTENTS

Page 5.  
Maguire dies and Margarita hurt by being hit by

s stop a rush of Italians  
er in Brooklyn.

Page 6.  
See force delivers un-

## TODAY'S GLOBE CONTENTS

Page 11.  
British promoter wants Demussey to meet Carpenter in France or England.

Flynn and Reich in disappointing bout at Trenton, N.J.

Twelve take part in R. A. A. Christmas shoot.

Lerner wins Christmas walk of West End.

No one censored his story.





... and who is more beautiful... he declared gallantly as he looked at her snow-white hair, blue eyes and pink cheeks.

The difficulties which resulted in their separation fifty years ago arose because their parents interfered in their romance. Both married, but always they remembered and always they kept in touch with one another's life.

#### A LASTING LOVE

When Mrs. Burkhardt first met Mr. Frost he was a hero of the Civil War, which had ended only a short time before. He moved to Brooklyn from his home in Grand Rapids, Mich. It was love at first sight.

"And I guess it never died," Mr. Frost added.

Mrs. Burkhardt recently obtained a divorce. She had not seen her husband for several years. She has made her home in Birmingham for five years.

## Married Wrong Girl; Now He Wants Divorce

DETROIT, Dec. 26.—Harry Vinton alleged that, like Jacob of Wilton, he was tricked into marrying the wrong sister, when he appeared in Circuit Court to ask a divorce from Mrs. Mollie Benton. A decree, based on the charge of entrapment, was granted by Judge T. D. Ingeman. Benton argued that six months after they were married at Whitesville, Ala., September 2, 1926, he moved to Michigan and his wife declined to accompany him. She since has refused to live with him. Benton said he fell in love with a girl who wrote him beautiful letters before marriage. Benton continued: "After marriage and signed them to Mollie. I learned that her father actually had written the letter and that the real Mollie was capable of expressing such sentiments. But then it was too late to marry the girl with whom I really had fallen in love."

## WORK PUSHED ANEW ON KING TUT'S TOMB

### TWO ALABASTER TABLETS BEARING CAITTOUCHE OF MONARCH FOUND

[INT CABLE AND ASSOCIATED PRESS]  
LUXOR (Egypt) Dec. 26.—Work was resumed Tut-Ankh-Amen's tomb this morning after the customary break for the weekly market day, which also this time happened to be Christmas.

Howard Carter, having dismantled the first section of the roof of the canopy or outer shrine over Tut-Ankh-Amen's sarcophagus, tackled the great wooden jack that supports the linen pall over the second shrine. In the course of

much about their holiday trade, are known to have done a record business.

As an instance of the enormous business done in parcel-post and Christmas mail, in one day the postoffice here handled 10,000,000 letters and 2000 tons of parcel-post shipments—and this was not the heaviest day. This enormous business went through smoothly and the decks were all clear at 10:30 o'clock Christmas morning, everything being delivered by noon, when the entire postoffice force in the main and branch offices quit work for a half-day Christmas of their own.

poor heiress left \$4,000,000 by a story-book will, who has received to date more than 5000 proposals by mail!

She's Gloria Fey, musical comedy actress now appearing here in "Up She Goes." An uncle died and left her upward of \$1,000,000, but the bequest has a few unusual strings attached to it.

## MIDDLE WEST NEWS

[EXCLUSIVE DISPATCH]

ST LOUIS, Dec. 26.—Harry M. Charlton, 33 years old, for twelve years president of the Business Service Company, shot and killed himself in the basement of his home. He had been in good health, and no explanation for his act has been forthcoming unless it was the illness of his wife, who has been in poor health for several years. His business affairs are said to be in good shape.

William K. Herzog, who was consul at Zittau, Germany, under Presidents McKinley and Roosevelt, died at his home of diabetes after an illness of four weeks.

Sixteen alleged "quack" doctors were indicted by the Clay County grand jury at Liberty, Mo. It has been announced by Raymond Cummins, County Prosecutor. The names of those indicted are not given pending their arrests.

### KANSAS CITY

KANSAS CITY, Dec. 26.—Fred C. Uber, 59 years of age, assistant recorder of Ararat Shrine, suffered a stroke yesterday while driving his motor car. He lost control of the machine and it collided with another automobile. Mr. Uber was not hurt. At the hospital his condition is said not to be dangerous.

The Community Market at Wellborn, Kan., has been taken over by creditors, and the market association has been allowed until tomorrow to pay \$2000 to meet its obligations.

Five thousand lists of street name changes made in Kansas City, Kan., last week will be sent this week to residents affected.

Automobiles confiscated by El Dorado (Kan.) officials, after they are found to contain liquor are almost "white elephants" when it comes to selling them at a Sheriff's sale. Two machines, a Ford and an Overland, brought only \$85.00 at such a sale.

G. F. Kelly, president of the American Salt Company at Lyons, Kan., has announced that his company will spend \$750,000 during 1921 to still further enlarge the already largest salt plant in the world. He also states that the payroll for 1922 will exceed \$250,000, but says the company will not be satisfied until this amount has been doubled.

### DETROIT

DETROIT, Dec. 26.—On her cross-hill charging extreme cruelty,

wear the blue of the French naval air service.

The ministry of marine says it has received no word of the airship's whereabouts for the past 24 hours. When last seen the craft was drifting northeast from the Gulf of Gabes in Tunis, a "flying Dutchman of the sky," out of control and unable to land.

It has now been aloft seven days, a drifting impotent plaything of the elements. Some members of the crew of fifty-seven have been stricken down by the enfeebling "air sickness" that comes from the rocking and bumping of a dirigible in stormy weather.

For three days now, the crew has probably been without food. It was at first reported that the "Dixmude" had four days' rations. Now it develops that it had full supplies for only three days, and some emergency rations—chocolate and biscuits—in the event that storms would keep it in the air.

Officials have no idea of how long the water on the air stranded craft could have lasted. It must certainly be gone by now.

#### Could Float for Days.

The marine ministry believes that the "Dixmude" could keep the air for several days yet, but officers say that the crew might, if driven to desperation by hunger, rip the gas bag and come down.

Warships will steam along the barren coasts, hoping that shifting winds may carry the ship out to sea, where a crash would be safer.

Setting out from near Toulon to make a seventy-two hour trip, the "Dixmude" was caught aloft by a hurricane over Africa and forced to remain in the air until its gasoline supplies gave out.

Reports from the Mediterranean say that the great storm which caused the predicament of the dirigible continues. Many fishing vessels are being driven ashore, and it is feared that many men may have been drowned. Barcelona alone reports that ships carrying few men are missing.

#### WAS TO BOMB NEW YORK.

Mitchell Field, N. Y., Dec. 24.—The French dirigible Dixmude, now drifting helplessly over the north African coast, was built in Friedrichshafen, Germany, during the war for the purpose of bombing New York, Maj. William N. Henley, commander of the air station here, said today. The ship had been almost completed and her crew was being assembled when the armistice was signed, Maj. Henley said. The dirigible then was known as the L-72. By terms of the armistice the dirigible later was turned over to the French army and was renamed the Dixmude.

"I fully agree with you that reduction of taxes is a matter of great importance to the country. I trust that some measure will be presented to congress which will meet with sufficient favor to insure its passage. I have carefully studied Secretary Mellon's proposals and believe it possible to carry out every detail of his plan and yet pass a reasonable bonus measure which I also heartily favor."

Senator Copeland's endorsement of the Mellon suggestions makes ten leading Democrats in favor of reducing the taxes along the lines proposed by the secretary of the treasury. The others are Glass [Va.], Bruce [Md.], Shields [Tenn.], Walsh [Mass.], Underwood [Ala.], Ransdell [La.], Broussard [La.], Edwards [N. J.] and Kendrick [Wyo.].

## COPS HALT RACE CLASH BY PLEA, "IT'S CHRISTMAS"

Christmas good will spread by Sergt. William Shanley and fifteen police who answered a riot call early this morning prevented a clash of Negroes and whites at Sedgwick and Division street. But before the sergeant's appearance against trouble on Christmas eve numerous shots were fired and several colored men were clubbed by the police.

Calvin Willis, colored, 511 Kingsbury street, was celebrating and met Policeman Barney Domash, who asked him to be less noisy. In return Willis is said to have cursed the policeman, who arrested him, and started toward a patrol box.

At a corner hall a colored dance was in progress. The dancers, among whom Willis was popular, poured into the street and took Domash's prisoner from him. A riot call was sent in and the police charged with guns and clubs. Meantime white residents near by had heard the noise, gathered in a crowd, and threatened the colored men. It was then Sergt. Shanley calmed them by his little talk of Christmas eve and the good will spirit.

## STEAMER WITH 45 MEN ABOARD CALLS FOR HELP

Seattle, Wash., Dec. 24.—Wireless calls for "immediate assistance" were sent out tonight by the steamer Author, according to word given out by the Harter radio office here. It was bound from Hawaii for Seattle. The steamer Author was due in Vancouver, B. C., Wednesday with a cargo of liquor from Scotland.

The vessel is of approximately 2,550 net tons and carried a crew of about forty-five men.

The policeman's statement came after an exciting scene staged at the opening of the inquest earlier in the day at 1005 North Wells street when angry relatives and friends of Degnan vehemently protested against a continuance of the inquiry to Jan. 5.

#### Killed in His Auto.

Degnan, who owned a cartage business at 1310 North La Salle street, was found shot to death at the wheel of his car which had crashed into a store window at 1164 North Clark street. It was at first reported that he was being pursued and fired at by the occupants of another car when the policeman, off duty, stepped out and fired a half dozen shots in an effort to stop the machine.

Last night Coleman told Chief Hughes that as soon as he completed his tour of duty at 1 Products company brewer and Superior streets, at 2 yesterday morning he went to 920 North Wells street. says, he got into a fight with Joseph "Rabbit" Conn and a representative of the and that Connell stole his . Ordered from Place

He declared that he and friends, George Herzog a Sturch, were then ordered place and they went for a cabaret on the south side. returned to the restaurant North Clark street, expect Connell there, he said, in to back his star.

"He wasn't there and across the street to where I Sturch were waiting," he said two cars came along. D in one and Connell and a low in the other. Connell firing at me and I drew my gun and shot back. Then Degnan began shooting at me. I fired at him and my first shot struck him."

Coleman denied he had been drinking.

#### Crowd at Inquest.

Nearly 300 persons packed the undertaking rooms at 1004 North Wells street and they milled menacingly about Deputy Coroner Charles F. Kennedy and Coleman's attorney, Frank McDonald, when the latter requested and the former granted the continuance.

"They've killed my husband and now they won't let the law help me the day before Christmas!" screamed Mrs. Martha Degnan, 1055 Constance street, widow of the victim.

"We want the truth!" shouted others.

1923 DEC 25

CHICAGO DAILY TRIBUNE

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ed that at least  
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the holidays. Leave  
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had solid cheese or cigarettes, shined  
shoes, played pinochle or "fiddled on a  
violin for merriment," as the com-  
plaint ran against a musical member  
of the Benevolent Protective Order of  
Elks.

The four who are to have jury trials  
paid \$5.25 each with the court as  
the cost of the proceedings. Should  
the cases go against the state, the  
money will be refunded. Recorder  
Stoddard set the cases down for next  
Tuesday.

The photographers and reporters  
base their hope for acquittal upon a  
provision in the statute which per-

(Continued on page eight)

euer's driving ability or his adherence  
to the hacking rules, and what right  
has the Deputy Commissioner to de-  
cide on the merits of a creditor's claims  
for the express purpose of which our  
courts have been created?"

#### Explains Drivers' Differences

"There's hardly a driver who has  
owed something on a note, or has fal-  
len back in his garage rent, or has  
failed to meet this bill or that bill  
promptly who has not heard the threat,  
'I'll report you to Daly and he'll break  
your license,'" continued Mr. Brown.  
"We admit, of course, that all legal  
debts should be paid, but we insist that

(Continued on page two)

## Largest Police Army Guards New "Dead Line" for Holidays

A police Christmas deadline, the  
strongest and most extensive ever or-  
dered in this city, has been formed by  
Commissioner McLaughlin. The zone  
extends from Third to Eighth Avenues  
and from Sixtieth Street to the  
Battery.

More detectives, more uniformed  
men and more motorcycle men and  
patrolmen in automobiles have been  
placed in the zone than ever before;  
and special squads of reserves are held  
in all station houses in the deadline  
area.

Special posts have been fixed and  
extra policemen put on patrol duty to  
shorten the regular beats. The protective  
system, which has been in opera-  
tion two weeks, will be continued un-  
til a week after January 1, the Com-  
missioner said.

Commissioner McLaughlin said the  
extra heavy guard was to minimize  
the number of thefts. Extra police  
have been sent to Brooklyn, Harlem,

the Bronx and other districts which  
attract women shoppers.

In the congested shopping sections,  
such as Thirty-fourth Street, Fifth  
Avenue, Forty-second and Fourteenth  
Streets, and along Madison, Sixth, Sev-  
enth and Eighth Avenues, almost with-  
out exception every block is guarded  
by a uniformed policeman. Clerks  
have been taken from Police Head-  
quarters and sent into the districts as  
plain clothes detectives.

In the jewelry district and through  
the financial section extra policemen  
have been assigned. Every man and  
woman with a police record found in  
the restricted zone will be arrested  
as a suspect. Within a week more  
than forty persons, mostly suspected  
pickpockets, have been arrested for  
"poaching" on the area.

FLORIDA-ATLANTIC COAST LINE  
3 Thru Train Daily Leaves Penn Sta.  
12:30 A. M. (2 trains), 9:15 A. M., 8:20  
A. M., 8:50 P. M. (2 trains), 8:40 P. M.  
10:30 P. M. Office, 1MS E. Way, Park

## 60 Fined \$2 in 'Blue' Irvington; Bandits Escape

Plead Guilty Under Sunday  
Law, Some Fight Back;  
Police So Busy Sinful  
Hold-Up Goes Unnoticed

Special to the Herald Tribune  
IRVINGTON, N. J., Dec. 13.—The  
wages of sin proved to be \$2 when  
men and women arrested yesterday in

## Taxi Men Ask Ouster of Daly As Police 'Czar'

Deputy Commissioner in  
Charge of Licenses Is Ac-  
cused of "Outrageous"  
Treatment of Drivers

The 46,000 taxicab drivers of the city  
are angry, it was disclosed yesterday,  
over what is termed the "high-handed,  
arbitrary and outrageous" usurpation

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## Hilles Plans For '28 Par

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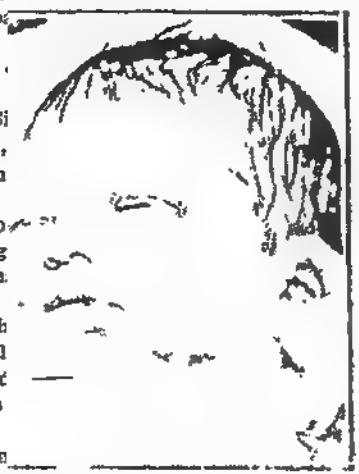
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\*\* PRICE TWO CENTS

IS DAY



# ENRAGED MAN KILLS PAL, DIES FIGHTING COP

Shoots Himself in Struggle With Policeman for Possession of Revolver

## FAMILY QUILTS HOUSE

Many Years' Friendship Ended in Double Tragedy Christmas Day

A lonely and unlighted little Christmas tree, decked by laughing children's hands, stood as a tragic symbol Thursday to a double slaying, which death chose as an iron Christmas day gesture for two devoted friends.

The tree and a little heap of tiny abandoned in grief by the terror-stricken children of these men, looked out forlornly from a bullet shattered window in the home of Paul Smith, 38, at 845 Collins street, where early on Christmas morning Smith shot and killed his friend, Edward Shofner, 43, in the first quarrel the men had had in a lifetime of friendship.

### VERDICT RETURNED.

In a verdict of homicide and accidental death, brought Thursday by Coroner Frank G. Kreft, all official investigation of the tragedy had ended. The coroner said that Shofner was shot to death by Smith and Smith was killed when a revolver he trained on Patrolman Leonard Mills in resisting arrest was twisted in his hand by the patrolman, the bullet striking Smith in the head.

The coroner, by his verdict, cleared the policeman of all blame in the shooting.

## TELLEGREN DOES ROLE AFTER PAINFUL BURNS

Actor's Bed Catches Fire as He Sleeps After Studying New Part.

By United Press.

ATLANTIC CITY, N. J., Dec. 26.—

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THE TOLEDO NEWS-BEE 26 DEC. 1929  
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## LINCOLN STUDY USED BY HOOVER FOLLOWING FIRE

Clerks Take Over Bedrooms for Offices After Blaze in White House

By United Press.

WASHINGTON, Dec. 26.—President Hoover received callers in the Lincoln study and his secretaries worked temporarily in White House bedrooms Thursday, while workmen rushed transfer of presidential offices from the west wing, ruined by fire Tuesday night, to the war department.

Official activities were curtailed somewhat and many White House clerks were given an extra Christmas holiday.

Meanwhile the president made

Children bringing food to the new Sacred Heart center at 824 West 19th street for distribution among those in need. Left to right, front row: Albina Shinkus, 9 years old; Thomas Houdek, 8 years old; Clarence Smith, 4 years old; Margaret Shuttkuss, the Rev. James A. Walsh. Back row: J. D. Daly and J. Rowan.

[TRIBUNE Photo.]

## UNCLE SAM TO TAKE INVOICE TOMORROW OF HIS POCKETBOOK

New York, Dec. 13.—(AP)—The nation's banking structure will have a late of 1929 volume of business Tuesday when it will be called on to handle biggest turnover of the year, amounting to around two billion dollars.

This is the time when the banks will result from government operations, including treasury offering as well as fourth quarter installments. Also, a large part of dividends will be paid stocks.

Completing its work of \$300 million of the notes and treasury which have been oversubscribed, government will face the retiring nearly a billion paper. It is estimated \$100 million of maturing certificates will be tendered in payment of the newly issued treasury. A balance of roughly \$100 million will be paid from cash installments, according will total \$50 to \$100 million substantially below the figure of last year.

Table item figuring in transactions will be the \$5,000,000 interest on government.

No accurate estimates are available the amount of money that will be paid out in dividends, but the fourth quarter payments by the Standard Oil group alone will approximate \$66,000.

It was estimated that its present value at a 4% per cent interest rate was 80 per cent of the total amount due prior to funding. If the amount to be raised in pounds sterling to meet the obligations to us in dollars is increased by 47 per cent becomes apparent from the standpoint of the British taxpayer he is called to meet not the obligation established by our debt commission but an amount considerably in excess

## HAMBURG POLICE FIRE ON REDS AT CHRISTMAS FAIR

### One Slain, 4 Wounded in Political Riot.

HAMBURG, Germany, Dec. 13.—(AP)—One person was killed and four were wounded when police fired into a communist demonstration at the famous "Dom" Christmas fair today. Panic started among thousands of persons at the fair after the fighting. It took almost two hours for police reinforcements to gain control.

The communists, disregarding the holiday political "truce" proclaimed by Chancellor Bruening in his recent emergency decree, attempted to harangue to the crowds at the fair.

Hundreds of sympathizers attacked the police with stones and iron bars as they attempted to arrest the speakers. Meanwhile the crowd formed a procession, shouting "down with Bruening" and singing the International. Out-numbered, the police drew their pistols and fired.

#### 50 Hitlerites Arrested.

AURICH, Germany, Dec. 13.—(AP)—Fifty followers of Adolf Hitler, German fascist leader, were arrested in a police raid on a meeting here today. They were wearing their "Nazi" brown shirt uniforms, which are banned in public.

#### Agrees on Reparations Report.

BASEL, Switzerland, Dec. 13.—(AP)—A basis for a final report was decided upon today by the "big three" of the Young plan advisory committee which is studying Germany's capacity to pay reparations.

Walter W. Stewart of the United States, Sir Walter Layton of Great Britain and Prof. Charles Riet of France agreed upon the plan after private conversations yesterday and frequent consultation with other members of the committee today. Alberto Beneduce, Italian representative, is expected to present the plan to the full committee Tuesday for adoption or rejection.

A spokesman for the committee,

## Center Dedicated

Open house and a grocery show yesterday featured the dedication of the Sacred Heart Social center at 824 West 19th street, the first institution to be founded by the Archdiocese of Catholic Women, under the direction of the Rt. Rev. Bernard J. Shell. Miss Leone Grenier will be the social director of the center which will be under the supervision of the Rev. James Walsh, pastor of Sacred Heart church across the street.

The center was formerly the convent of the Helpers of the Poor Souls, and has been remodeled to provide five large rooms on the main floor which can be thrown into one large assembly hall, with a capacity of 200 persons. Classes in English, first aid and other subjects will be held there and activities in prospect included a choral society and numerous forms of sports.

representative, probably would be chosen to draft a document containing recommendations to the countries concerned.

A technical subcommittee wrestled again today with the problem of Germany's assets abroad. This appeared to be the hardest knot the experts had found. It was reported the subcommittee, headed by Maurice Freer of Belgium, was almost ready to intimate it was impossible to obtain a reasonable figure regarding these German holdings.

## Mortician Makes Mistake in His Report on Body

Harry Kube, a member of the firm of Purcell and Murphy, morticians at 1346 West Madison street, called the Desplaines street police station last night and announced the body of a man was lying on the sidewalk in front of his place. When Policeman Roger O'Brien reached the scene he found that the man on the sidewalk was alive, but apparently intoxicated.

**Chicago Daily Tribune**

Vol. LXXXIX. Monday, Dec. 14. No. 20.

Published daily at Tribune Tower, Chicago, Illinois.

The Tribune Company, publishers.

Just another Christmas shopper. Told by fellow shoppers, President Hoover is shown above as he trud without police escort, a

## REFORM' MAYOR QUILTS DRY FIGHT

Abandons Campaign Because New Tarrytown, N. Y., Folk Want Law Enforced

United Press.

TARRYTOWN, N. Y. Dec. 24.—Enforcement of prohibition under a "reform" mayor has abandoned after a nine-month trial, that mayor has announced. The number of people who mostly desire real enforcement is insignificant."

Mayor Eugene H. Lehman, headmaster of Highland Manor school girls, and a well-known educator, made the announcement Tuesday. He had been elected March by a citizens group on a form which promised a crusade id the town of gambling houses, disorderly resorts and speakeasies.

Speakeasies Remain. The disorderly places are gone. Gambling houses have been reduced in number, but the speakeasies are much the same," he concluded after the nine-month cam-

in. He praised the Tarrytown police for their honest effort to enforce prohibition laws, but, he said: "The number of people who do not it enforced is overwhelmingly large."

He does not believe any official, matter how sincere, can under present conditions make any material progress in securing general local compliance of the liquor law.

Officials Defy Law. A large number of elected officials in flat defiance of their oath of office, make no pretense, either fully with the law themselves or before it, among others.

"5-and-10-cent" store in Washington. Seen with him are his son and daughter-in-law, Mr. and Mrs. Herbert Hoover Jr. They were buying toys just to make sure that

Santa Claus wouldn't overlook White House, where the president's two little granddaughters, Peggy Ann and Herbert III, are to spend the holidays.

## Cops Kill Man in Tree Theft

Pour Fatal Fire Into Auto Fleeing With Christmas Fir

By United Press.

PHILADELPHIA, Dec. 24.—Police shot and killed a man suspected of stealing a Christmas tree in West Philadelphia Thursday. He was identified as Woodrow Schumaker, 25, at the Presbyterian hospital where he was taken with a bullet in his brain.

A Christmas tree was stolen from a lot, where a number were on sale, by two men who fled in an auto. Police fired several shots into the fleeing car. A short time later the auto was found stopped in the street and Schumaker, fatally wounded, was in the front seat.

The policemen involved in the shooting were placed under technical arrest, pending an investigation by police inspectors.

## CHURCHES PLAN SPECIAL RITES

Christmas Services Scheduled for Midnight and Morning; Organ To Be Dedicated

Many Toledo churches will conduct Christmas services at midnight Thursday and Christmas morning.

Solemn high masses will be read in most Catholic churches and

## A. E. MACOMBER DIES OF INJURIES

Funeral for 94-year-old Toledo Business Leader Will Be Thursday

Services for 94-year-old Toledo who died at 6:05 p.m. Saturday received injuries in a fall Saturday at 11th and 23rd street, will be Thursday in the Boathouse.

The body will be carried to ashes later will be buried in family lot at Woodlawn Cemetery. Mr. Macomber died at 11th and 23rd street, where he was in an accident.

Mr. Macomber, one of the prominent figures of Toledo business, civic and intellectual life, was born at Myricks, Mass., Sept. 1837.

Came Here in 1862. In 1862 he graduated from University of Michigan law school and came to Toledo to practice law with the firm of Moore & McDonnell.

From the law his interests usually reverted to business and founded A. E. Macomber & Son, real estate and investment firm, responsible for the development of huge tracts of the city's business and residential property.

He also founded the Auburn Brick works, was one of the founders of the Metropolitan railway in 1872; first treasurer of the Toledo Savings Bank Co., and one of the founders of Woodlawn cemetery.

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THE TOLEDO NEWS-BEE

22 DEC 1931

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with the observation the court was not to be used as a "collection agency" by the Government.

Statements to the effect that the Department of Justice had dickered with one of the defendants relative to a payment and a plea of guilty before the matter went before the grand jury, caused the judge to raise the question of propriety.

The judge again got into the bad graces of the Attorney General's office when he threw seventeen suits of the American Society of Composers, Authors and Publishers against tavern and hotel operators of the State out of court on a technicality—the complainant failed to produce its charter. There were : THE unblinking in Washington about of it.

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lementary schooling there,  
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versity in Madison, grad  
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RAZILIAN FASCISTS CURBED  
se Of Party Emblems Prohibit  
ed By Government Orders  
Rio de Janeiro, Dec. 20 (P)—Dis  
patches from Porto Allegre tonight  
aid the chief of police, in response to  
overnment orders, had prohibited  
use of party emblems by German  
azi sympathizers.

The order was issued under a recent  
erice of President Getulio Vargas  
hibiting political party activities.  
similar attitude is understood to  
ply to all Fascist parties, whether  
razilian or foreign.

## White House Receives 125-Pound Fruit Cake

Gift From California Baker  
Topped By Golden Gate Bridge  
in Icing

Washington, Dec. 20 (P)—There will  
be no shortage of fruit cake, at least,  
on President and Mrs. Roosevelt's  
Christmas dinner table.

This was assured today when a giant  
cake—125 pounds of it—was delivered  
at the White House by Representative  
Elliott (Dem., Cal.) in behalf of W. C.  
Baker, of Ojai, Cal.

The latter is a baker by trade as well  
as by name. His cake is topped by a  
model of the Golden Gate bridge ex  
ecuted in white icing.

## Officer Kills Salesman, Thinking Him Bandit

Victim, Mouth Taped And Man  
acled To Post, Could Not  
Obey Command

Rockford, Ill., Dec. 21 (P)—Benjamin  
Mullen, 40, of Chicago, a gold sales  
man, was wounded fatally today by a  
policeman who mistook him for a  
robber because Mullen was unable to  
respond to the officer's command to  
raise his hands.

Holdup men a short time before had  
taped Mullen's mouth shut and man  
acled him with police handcuffs to a  
stairpost on the third floor of a down  
town office building. He was thus pre  
vented from explaining his predic  
ament or complying with Policeman J.  
C. Lapinski's order to "Stick up your  
hands."

The officer said he believed Mullen  
was a robber and fired. The salesman  
died later in a hospital. Police Chief  
August Borgren said Lapinski was  
justified in shooting.

## COLLEGE DORMITORY BURNS

Skidmore Students Away On Va  
cation When Building Is Destroyed

Saratoga Springs, N. Y., Dec. 20 (P)—  
Fire of undetermined origin early today  
destroyed South Hall, Skidmore  
College dormitory, with a loss esti  
mated by Miss Katherine Starbuck,  
college secretary, at \$100,000.

Twenty girls who occupy rooms in  
the dormitory left the college last Fri  
day for the Christmas holidays and the  
building was untenanted at the time  
of the fire.

HUTZLER  
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Mail and Phone

HUTZLER

Will Be  
Until 9

Open Until 9 P. M. Tonight

b papers were com-  
-and total of \$50,842.78  
-ence 1933 does not in-  
-years' contributions  
Times, as these fig-  
-available.  
-lutions are as fol-

## has In Jail Exhausted

Hauptmann spent a  
-ture than a year ago.  
ry jail at Flemington,  
-tling eight days hence  
-a cell at state prison,  
-of his conviction last

urts for him to die, he  
main hope left—a pos-  
-ition of his sentence  
onment by the court.  
His wife, Anna, said  
confident,  
day for Hauptmann  
any other, save for  
her at noon. He ad-  
-mated of the death  
-served with tomato  
-ops, mashed potatoes,  
-since pie and coffee.  
-read until late last  
-have heard the bells  
-churches in the vicin-  
-Christmas.

-ing he slept until 9:15  
-breakfast. During  
-an officials said, the  
death house corridor  
-occasionally and the  
-rd carola. The only  
-of Christmas was a  
corridor.

-had no visitors to  
as visits were paid  
by his wife and his  
-ser, the Rev. John  
Trenton. His wife  
his only present, a  
air two-year-old son.

seek Hauptmann may  
the court of pardons.  
Governor Harold G.  
-ancellor Luther A.  
six lay judges, will  
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will meet Monday on  
-r and may then de-  
-consider Hauptmann's  
ther to call any, wit

## ORTS STUDIED RESS' DEATH

Centers Around  
On Thelma

James M. Owens, Jr.	20.00
H. H. Johnson	25.00
Mrs. Luther A. Wall	10.00
Wall & Sinclair	5.00
Charter Boat Kadilla	2.00
Mr and Mrs. C. Douglas	
Dillon	10.00
"A Friend"	1.00
"A Friend"	2.00
"A Friend"	2.00
Mrs. Henry Ellsworth Bamia	10.00
Bobby and Jackie Salisbury	5.00

Total of the fund: \$6,058.26

southern provinces early this week  
increased to four today. It was  
-lured three died of exposure in  
Talisay, province of Camarines  
Norte.

Yesterday a boy was reported  
killed by a falling coconut tree at  
San Pablo on Luzon Island.

Property damage was believed  
heavy.

Camarines Norte province reports  
said 50 per cent of the houses of  
strong construction were destroyed  
and 90 per cent of the flimsier huts.

## RETIRED OFFICER KILLS FIVE AND TAKES OWN LIFE

### Wife, Mother-in-law And Three Children Shot By Philadelphian

By the Associated Press

PHILADELPHIA, Dec. 25.—Tragedy hung over the half-trimmed Christmas tree in the home of Mrs. Etielle Rogers today.

She, her husband, their three little children and her mother lay dead of pistol bullets.

The husband, John W. Rogers, 66, a pensioned detective, made good on Christmas Eve the threat

neighbors said he had muttered to "kill the whole family before Christmas."

He stalked into the house last night while his wife was trimming the tree. With his old service pistol, Rogers fired a bullet through her heart. Next he shot his mother-in-law, Mrs. Neil Downs, four times in the back as she started preparations in the kitchen for the Christmas dinner.

Upstairs he blazed away at his three children while they lay in bed.

Jacqueline, 6, and William, 5, died almost instantly. Adele, 2, died today.

Then Rogers fired a bullet through his heart and fell beside the bodies of the children.

Police said Rogers and his wife had been estranged for more than a year and that he was bitter toward his mother-in-law. Last February he was sentenced to nine months in prison for threatening her and carrying a pistol.

He appeared at the home last night neatly dressed and carrying his hat in his two hands, crossed in front of him.

Harry Downs, 18, his brother-in-law, admitted him.

As the door closed, Rogers pulled the pistol from the hat and warned the youth: "Get out of the way. This isn't for you."

Young Downs dashed from the house to call help at a nearby store.

But before police arrived the shooting was over.

Neighbors said Mrs. Rogers had told them she received a number of threatening letters from her husband, demanding that she return to him. She said she planned to show the letters to federal authorities after the holiday rush was over.

## GERMAN TRAIN CRASH CLAIMS LIVES OF 36

### Cars Thrown Into Icy River As Express Side- swipes Local

By the Associated Press

GROSS HERINGEN, Germany, Dec. 25.—The bodies of 36 persons were removed today from the smashed coaches of a local train which was side-swiped by the Berlin-Basel express on Christmas eve. The accident occurred on a bridge over the river Saale. The local had just pulled out of the station, against a signal light, when the express train roared by on a special track, ramming the local. (Continued on Page Ten)

## ONTARIO COUPLE DEAD

WINDSOR, Ont., Dec. 25.—(UPI)—Despondency which reached its most acute stage Christmas morning, police said, caused Edward Tolocco, 40, to shoot his wife dead today and then kill himself by firing two bullets into his head.

He had presided at a gay family party last night. Dr. James Young, said Tolocco had been in ill health for some time.

## Los Angeles Suffers Xmas Earth Tremors

CAROLINIAN HILLS BABY  
CARTHAGE, N. C., Dec. 25.—(UPI)  
A female baby, born at 10:15 a.m.

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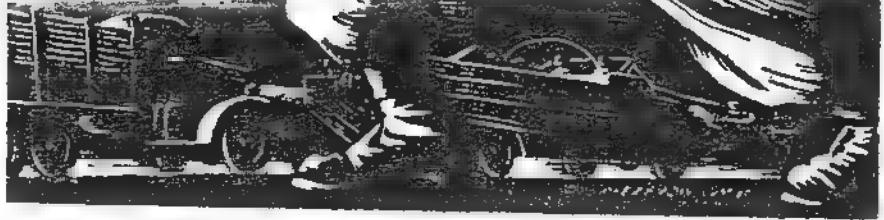
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THE PALM BEACH POST 26 DEC. 1935

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This striking wood engraving highlights the account on Negro troops in "Supply Front", the story of the 16th Major Port at Le Havre, France. (Drawing by Si Mezerow QM3c, U.S.N.R., from Public Relations Division, War Department.)

# Police Brutality An Old Story To Town Where Vet Lost Eyes

BATESBURG, S. C.—(ANP)—Police brutality is nothing new to Negroes in this town where war veteran Isaac Woodard's eyes were gouged out last February by Police Chief M. L. Shull. Living under Shull's reign of terror, Negroes here are hauled in at his whim and are afraid to even discuss their plight. They keep begging you not to let "Mr. Shull know I told you anything." Here are some of Shull's prize terroristic acts against Negroes.

Christmas night of 1944, in the town of Leesville, two miles east of here and whose police force works jointly with the Batesburg force, a group of Negroes in a cafe were descended upon by chief Shull, and an officer identified as "High Pocket" and the Leesville force.

The officers jumped out of cars and began beating all Negroes present. A white man who had been about the place had engaged a patron in a fight and had been cut in the melee.

## SHUNTED MILES AWAY

A large group, their heads sore and guilty only of being in the vicinity, was spirited to the Lexington county jail 16 miles away for "investigation" and being disorderly.

One of those who fled the scene when the officers alighted was a young woman who was present with her soldier husband. The following morning she returned to Leesville to inquire about the affair and the whereabouts of her husband who was in the group taken to Lexington.

Shull, a deputy and two other officers ordered her in a car, drove about two miles towards Lexington and into a side road. Shull led a vicious attack on the woman, during which she was beaten "until her clothes stuck to her body," her mother said. She was taken to the county jail in Lexington. So serious was her condition from being hit repeatedly with fists, black-jacks and rubber hose that a Lexington physician was called in before authorities jailed her.

She was released the next day to her family and remained under care of a local physician for several weeks. She still has the doctor's statement, which was issued three days after the incident, declaring her unable to attend court.

No official charges have been made

against the woman and the arrested group, who had not posted bonds, were freed several days later when authorities arrested a man who admitted the knifing. Those who had posted bonds are reported to have just left it there, afraid to ask for its return.

Then, there's the sad story of James Goldstein, a drayman. While delivering boxes to a local store, he accidentally bumped into a white woman whom he could not see behind the armful he carried. The woman claims that instead of apologizing, he had told her to "get out of the way."

That night, a band of white men spirited Goldstein out into the woods, pulled a sack over his head and whipped him into unconsciousness, leaving him for dead. Goldstein made his way back to Batesburg several hours later, gathered his family and quickly left the town. He is last reported as living either in New York City or Philadelphia.

## USUAL STORY

The usual tale about colored men and collard greens isn't so funny here. Several months ago one young colored man was arrested by local police on the charge of stealing a bunch from the city curb market. In jail, he was whipped until his clothes soaked blood and fined \$0 days on the chain-gang.

This spring a recently returned veteran stood talking with friends on a street corner. Chief Shull and another officer suddenly jumped out of a car, rushed over to the veteran and pounced on him with club and fists, beating him unconscious. The stricken man was caught by the two men, each by a leg, and dragged along the street to the town jail. The accusing officers didn't bother to explain why they so acted.

On the morning of Feb. 13, 1946,

colored workmen on a building adjacent to the town jail saw chief Shull and a highway patrolman hauling bucket after bucket of water to the jail trying to wash away blood from a colored soldier, later identified as Isaac Woodard, Jr., who had been taken from a Greyhound bus the night before.

## PITIFUL SIGHT

So pitiful was the sight that the workmen slowed their work and watched. Shull, they said, "would wash a soldier's face a little and ask 'can you see yet boy?'" When the soldier answered in the negative, Shull would wash again and repeat the question.

The chief was seen to pour some kind of medicine in Woodard's eye. When the soldier still couldn't see a local doctor was called. After examining the veteran, the doctor asked a few questions as to how he had come to be in such a condition and upon being informed that he "resisted arrest and had to be subdued" the doctor is reported to have ordered:

"Get this boy to hospital and be damned quick about it."

Local white people do not approve of treatment accorded Negroes here but each time they protest they are confronted with denials and the question: "It's a nigger's word against mine."

Last year the entire faculty of the colored school here was fired on charges of holding secret meetings and talking about voting and joining the NAACP. One of the teachers had worked in the school for 20 years.

All Negroes living here agree that the custom is to be brutally assaulted and jailed. After that they can say whether or not they are guilty.



CARRIER DELIVERY City Zone		
Daily and Sunday	Sunday Only	Daily Only
One week \$ .30	One week \$ .10	One week \$ .20
One month 1.35	One month .45	One month .50
Elsewhere		
Daily and Sunday	Sunday Only	Daily Only
One week \$ .35	One week \$.15	One week \$.25
One month 1.80	One month .65	One month .70
BY MAIL—PAYABLE IN ADVANCE		
Daily and Sunday	Sunday Only	Daily Only
One year \$18.00	One year \$1.80	One year \$10.40
Six months 9.00	Six months 4.50	Six months 5.20
Three months 4.50	Three months 1.85	Three months 2.70
One month 1.30	One month .65	One month .70
Rates to Foreign Countries will be furnished upon request.		
Entered at the Postoffice, Washington, D. C. as second-class mail matter		

Monday, January 6, 1947

## Police Probe

Major Callahan, superintendent of police, is to be commended for ordering a thorough investigation of charges that two policemen used their night sticks upon a mailman returning home from work early Christmas morning. The victim says he had worked continuously nearly 18½ hours and was so groggy from lack of sleep that he parked his car and set out to walk home. Shortly thereafter, he states, a policeman approached him, and after a wordy exchange struck him with a night stick. A second policeman allegedly joined in the assault, and the complainant claims to have been badly beaten before being taken to the station house, charged with drunkenness and assault.

Of course, this is only one side of the story; but there have been so many similar complaints of police brutality that the public may well conclude that where there is so much smoke there must be some fire. At any rate, charges of such gravity should be thoroughly probed. If substantiated, the guilty policemen should be promptly removed from the force. For thuggery practiced by policemen is quite as dangerous to life and limb as assaults by criminals. Moreover, it engenders popular hatred and contempt for law-enforcement officials that tend to foster criminal activities.

## Ogden Reid

The best epitaph to Ogden Reid, editor of the New York Herald Tribune and president of the Herald Tribune Corp., is that he cherished and perpetuated the great tradition of his inheritance. It was the tradition that all the makers of the Tribune (which was blended with the New York Herald in 1924) were partners in a common enterprise. Staff members of the Herald who went over to the combined paper felt the change at once. Frank A. Munsey had made the Herald

Commission, but it failed to bridge the gap between the policy of the United States and that of Soviet Russia. Since Mr. Baruch had laid down an adamant demand that the Security Council veto must not prevent punishment of violators of the proposed agreement on atomic controls, and since Russia had flatly rejected any meddling with the power, there was nothing more that Baruch could do. He is entitled to credit for recognizing this fact and turning to other hands the momentous problem of keeping the atom out of military use in the future.

Both President Truman and Secretary Byrnes have accepted Mr. Baruch's suggestion that direction of the struggle for international atomic controls should now be shifted to our chief U. N. delegate, W. A. Austin. That move is both logical and promising. Most of the other countries represented on the Atomic Energy Commission automatically chose their Security Council delegates to speak for them on atomic matters. If the United States should take any other course, Mr. Baruch points out, representatives would be handicapped by divided authority.

This argument might well have been against the appointment of a special representative on the AEC in the first place; but it comes with special force now that the U. S. has failed to reach unanimous agreement and the whole dilemma of atomic control is forced back into the Security Council. Certainly the policy to be followed here should be left to our U. N. delegation acting in close collaboration with Secretary Byrnes.

It is reasonable to assume that Mr. Austin will cling to the general principles advocated by Mr. Baruch and his associates; but he is likely to be less unbending than Baruch was in the application of those principles. About the time that the chief adviser of several Presidents was shot down in Mr. Austin's favor, the latter was declaring to a radio audience that the Russians had "met us halfway" at the General Assembly session in making able concessions within the scope of the United Nations Charter. From long experience in the Senate, Mr. Austin knows how to compromise without departing from principles. Hope for agreement on a peaceful atomic control system, with ample provision of restraining any diversion of atomic energy to military use, has been notably strengthened by his appointment.

We do not minimize the enormous obstacles that stand in the way of an achievement. But the prospect of a world without firm control of atomic weapons

**SMILING BOYS AND GIRLS** are the graduating class of winter 1947 at Jordan High School. First row, left to right: Cruz Acevedo, Robert Stitt, David Craig, Kermut Wilton Robinson, Eddie Day, Tom Duncan. Second row, left to right: Katherine Terry Los Whistler, Lourdes Ten Eyck, Mercy Contreras, Tillie Villereal, Rebecca Gade, Evelyn Games, Natchie Adriano, Lola Arnola, Isabel Villegas, Ruth Conroy, Mary Young, Zena Mae Lowe, Carmen Valdez, Onelia Videau. Third row, right to left: Philip Hulse, Vera Palma, Rose Ortega, Guillermo Sausedo, Esther

Rodriguez, Theresa Deguia, Georgette Maxine Clemons, Ruby Haworth, Valencia Johnson, Johnny Carrasco, Manuel Aranaga, Myrtle McKinney, Beatrice Luscious Thompson. Fifth row, left to right: Gabrielle, Tom Morrison, Rudy Pacheco, Vincent Arango, Charlie Walters.

## Umbria 'Riot' Sus Acquitted

ORK, N. Y.—The two men accused of attempted murder out of the race conflict in Tamm, a year ago, were last Friday, following appeal for new trial by the NAACP. Robert Gentry and John C. were convicted in October; 22 others were freed. "Not guilty" verdict was given in Lawrenceburg, recommendation of the attorney general Paul J. prosecutor in the case.

# New Trial Sought in Pedro Beating Case

SAN PEDRO — Argument on a motion for a new trial for Alfred Giles, who charges he was badly beaten by police on Christmas night, is to be heard by Judge Irving Taplin on February 13.

The case has aroused wide-spread resentment throughout the community here following Giles' conviction on January 15 on charges of assault and battery. The motion for a new trial was made by defense attorney, Edward Porter, when Giles appeared for probation sentence last Thursday.

### WIDE SUPPORT

This is the first time in recent years that any positive action has been initiated here to stem the tide of police brutality against Negroes. The Council for Civic Unity called a special meeting January 28, to hear a report of the incident, and determine future action.

Participating in the meeting were the NAACP, the American Veterans Committee, and the Council for Civil Liberties. A demand for a new trial for Giles was decided upon at that time. It was also decided to appeal to all maritime unions in the port area for support.

Giles, in an affidavit, stated his car stalled in a heavy rainstorm, that a police car drove up and that one of the policemen told him to get that "damned car out of the street."

### THREATENED TO SHOOT

Following this, he said, "Officer McGraw jumped out of the police car, shoved his pistol into my side and said 'Get out of this damned car and let me fill you full of lead.'

Afraid at the threat, the passengers in the car pleaded with the officer not to shoot. Those riding down with Giles were Mr. and Mrs. Baldwin, J. L. Johnson, and Giles' wife Mrs. Eliza Giles.

Then, according to Giles, McGraw hit him on the left side of his mouth, his face and in the stomach, while a second officer hit him on the shoulder with a

blackjack, twisted his arm and snatched him from the car. "McGraw," he said, "was still beating me in the stomach."

Last I can remember I was going down into the water. Then I could feel them throw me into the police car on my face. McGraw was riding in the rear, resting his feet on my back."

### DOCTORS' STATEMENT

An affidavit from Dr. Philip West, 520 S. Pacific Avenue, San Pedro, who examined Giles, confirmed that he had a cut above the eye which necessitated the use of clamps to close it, that his left cheek showed several small abrasions such as might be produced by a chain, brass knuckles or the equivalent, and that his shirt and trousers were badly stained with blood.

Letters of protest were being sent by the Council for Civic Unity to Judge Taplin, Mayor Fletcher Bowron, Police Chief C. B. Horrell and Councilman George Moore.

The incident occurred on December 25, on Capital and Cabinet Drive, in the Banning Home project.

## Watts Woman Charges Cruelty; Asks Divorce

Asking the court to name her sole owner of their property at 9326 Holmes Avenue, Watts, Mrs. Lorraine McKenzie filed suit for divorce Friday against Archie McKenzie.

Mrs. McKenzie charged extreme cruelty. The couple were married in Tyler, Texas, on January 4, 1938 and separated last Jan. 6.

## 'Idle and Dissatisfied' Pair Sent to State

Joseph H. Cross, 22, Platt, Jr., 21, began truancy recently after conviction by Municipal Court of Walters as "idle and dissatisfied."

The pair were found to be citizens of the 51st street boulevard area containing young men "always around and Cross' years' probable jo from jail, as 'Avalon boy and 52nd st

1947

LOS ANGELES SENTINEL 6



THROUGH THE EFFORTS OF Oxnard executive of Heavyweight Champion turned out to well the following day for chamber of commerce Mt. Abrams, Council Pacific Press Syndicate

Athens government, judging up of Communists in Athens, he consummation. Doubtless frustrated a plot, for, with Markos' government, which mountains and rocks as a village of any size, willism. Salonika will be the for fifth column outbreaks. refugees from the mountains eased in volume, and it can granted that the refugees inmnists. The refugees should widely separate camps so as danger of an uprising.

The American administration in all the help it can in de- res. Hitherto it has been th by worries over interven-

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# Letters To The

## Police Brutality

Celebrating the Christmas sea- son and Civic Rights Week, two of our citizens last Saturday at 9:45 a. m. underestimated the strength of their beverage and at 10th st. and New York ave. attempted to call a taxi to take them home. Instead of lending a willing hand for this needed service, our stalwart police guardians called the Black Maria and landed our friends not in their beds but in the hoosegow.

Observing from the door of his shop this lack of charity on the part of our uniformed police, and perhaps recalling scenes at the Policeman's Ball, was a man so unfortunate as to comment, "Say officer, couldn't you give the guys a break and call a taxi?"

"None of your business," an- swered the officer.

"But it is my business, as a citizen," said the businessman from the shelter of his doorway.

With that, Officer No. 493 rushed upon him. The citizen attempted evasion, the officer tore his sweater, grabbed him by the belt, yanked him from his doorway, called Officer No. 1237 and escorted the man to the hoosegow, even refusing permission for him to enter his own shop to shut up his business.

Held first as a suspicious character but with the charge later reduced to a charge of disorderly conduct, our citizen was asked for \$5, paid it, said he did not know whether he wanted to appear to face the charge, and hurried back to his deserted shop.

How much longer must we in the United States, in the year 1947, put up with this sort of violation of our very elementary basic rights of security of our persons? When will our police learn that putting on a uniform does not free them from the obligations of law or humanity.

NEAR-VICTIM.

Washington.

## "Curley's Homecoming"

Your editorial, "Curley's Homecoming," of November 30 was reprinted in a Boston paper and forwarded to me. I am grateful for

Communications must be dressed to the editor and may carry the complete name and street address of the writer though pen names will be admitted at the editor's discretion. Letters of less than 200 words will be given preference, but all letters are subject to condensation. No communication can be returned.

Holmes and Jefferson, you of CCNY, Columbia and the University of Wisconsin for lack of in the strength of our democratic doctrines in comparison to any accused might offer. But you have no substantial enumeration of what the odious and pernicious ideas are which the accused holds. Nor do you indicate or describe what unnamed Soviet products have sold, or have tried to sell.

If they are guilty of treasonous attitudes that is one thing. If, in your opinion, they are guilty of such, that is another. In matters of this sort, truth is needed, especially in case of a paper of The Washington Post's prestige and responsibility.

GEORGE G. ABERNATHY

Arlington.

## Stopgap Aid

I do not believe Mr. Taft is justified in blaming President Truman or the Democratic Party for the present international crisis. I think we started building up Russia during the war by sending lend-lease instead of doing our own fighting. Stalin was adamantine in his opinions as far back as the opening of the second front. He seemed able to cope with either Byrnes nor Churchill. Roosevelt did fall off his perch when the secret agreements at Yalta were revealed; but I don't think Taft could have done one better.

Secretary Marshall has inherited a difficult situation, which can be made the best of now. I am glad Taft has voted for the stopgap aid to Europe. By the way, Italy and France go, may be determined whether the long term aid will be "operation rathole," or whether stronger measures will be taken.



of four delegations  
Chicago and

Detroit.



an Helen G. Douglas all about

## Cop Admits He Caused Loss Of Eye

BROOKLYN — Jerome Silver, a suspended patrolman, last week interrupted court to admit striking Richard Wilson here Christmas morning, causing the victim to lose his right eye.

The trial stirred city-wide attention because of continuous protest of police brutality in Negro communities. This Kings county court jury trial had heard the 26-year-old policeman take the stand and deny assault charges earlier in the day. He changed his story immediately after the noon recess. He faces one year and three months to two and a half years in prison.

Last June, the Brooklyn branch of the NAACP called a community-wide conference on police violence against Negroes. This conference was in protest of a series of murders and beatings, the most recent being the killing of Herman Newton, a young Negro father, by an off-duty policeman.

and \$300 each to Shaw University and Hampton Institute.

## Kiss Hits Man's Lips, Cash-\$210 Leaves Pocketbook

PHILADELPHIA — A woman planted on the lips of Al Dawson, by Viola Cozzens, cost him the loss of \$210 from his shirt pocket and the arrest of the kiss on a charge of larceny.

Dawson said that he drove Cozzens woman to 803 Jefferson place about 4 p. m., and he left the address at 6:30. While driving to 36th and Market avenue where the woman wanted to get out of the car, he continued to kiss him violets. When she got out of the car, he got the money out of his shirt pocket.

Miss Cozzens was held on charge of larceny of a person.

## Last Rite Rev. A. W.

Funeral services for W. Walls, 69, who died in his home at 6426 S. 11th street, were held Monday at 11 a.m. in the First United Methodist Church, 47th and Locust streets, and Burial in Burr Oak Cemetery.

Born in Elberton, Ga., he came to Chicago 20 years ago. He was a carpenter and worked at Washington and Franklin avenues.

Survivors include the wife, Theodosia, one daughter and two sons.

Lt. Gen. Sir Robert Baden-Powell was the founder of the original Boy Scout movement.

## Birth Rate Highest In U.S.

populating the country more than reported this week. The population increased 7.5 percent, Negroes are the

now that there are approximately

ly 15,017,000 Negroes in the country at the present time.

Figures also show that from 1939 to 1948, the average earnings of Negro males rose from \$500 to \$1,000 a year, while for whites it was from \$1,200 to \$2,000.

During the same period, while women received an increase from \$700 to \$1,000, Negro women rose from \$200 to \$700 a year.

THE CHICAGO DEFENDER 11 MAR 1950

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THE CHICAGO DEFENDER 11 MAR 1950

# Women Say Police Beat Arrested Men

## Board of Rights Brutality Hearing Gets Account of Raid on Party

It was "ladies' day" on the witness stand yesterday as a police Board of Rights hearing into alleged brutality by three suspended members of the Hollywood vice squad climaxed its third day with the prosecution ending its case.

The defense, which has announced it intends to call nearly 20 witnesses, is scheduled to begin when the hearing resumes at 9 a.m.

The suspended officers — Sgt. James Parslow and Officers Thomas C. Lindholm and Port A. Stevens — are accused of mistreating some of the prisoners arrested in a 2:30 a.m. raid on the Bamboo Bowl, 1632 N Western Ave., during a Christmas party last Dec. 24.

### Six Witnesses Heard

The three-man board trying the suspended officers is composed of Capt. E. B. Sansing, commander of the Newton St. Division; Capt. H. L. Evans, head of the San Pedro Detective Bureau, and Capt. F. A. Hayes, commander of the University Division.

Of the prosecution's final 10 witnesses who testified yesterday, five were women.

Anticlimactically, the prosecution's last two witnesses were uniformed officers on duty at the Hollywood Police Station when arrestees from the party were taken there. They were Sgt. Chester W. Bates, who said all the arrestees except two were drunk (although he admitted he didn't see them walk or talk to them individually), and Lt. Ralph

J. Ramsey, commander of the station at the time.

### Doesn't Recall

Lt. Ramsey testified that, although he was "checking" activities at the station while members of the party were being booked, he couldn't recall seeing any of the three officers accused of the beatings in the station at the time. He saw no evidence of any beatings, he said blandly.

The feminine witnesses were Mrs. Dora G. Crawford, mother of Marvin C. Crawford, proprietor of the Bamboo Bowl and one of the persons allegedly beaten; Mrs. Edith Crawford, Marvin's wife; Mrs. Nancy Schwenke and Mrs. Betty Hansen, who were at the bowling alley when the raid occurred, and Mrs. Lawrence Henderson, who testified her leg was cut when a thrown beer bottle crashed at her feet.

Most of the testimony by the women witnesses concerned rough tactics of the raiding officers and shed little light—other than their subsequent appearance—on the beatings assertedly administered to male members of the raided party which allegedly occurred in the booking office of the Hollywood jail.

### Twisted Man's Arm

Mrs. Schwenke, of 5152 Franklin Ave., a beautician, said she was sitting in the bar at the bowl-

ing alley when Vice Squad Officer Oran L. Pierce rushed into the room. The officer, she said, ran up to Fred Gorke, who was sitting at the bar, twisted his arm behind his back and threw him to the floor, and then began grabbing beer bottles in the place and throwing them wildly to the floor if they were empty.

She saw no marks on the face of Crawford, the proprietor, when they were all hustled off to the Hollywood Jail, Mrs. Schwenke said. But, when she next saw him when they were all released from the City Jail at Lincoln Heights at 1 p.m. Dec. 24 his face was swollen and he had a bruise on his right temple.

### Tells of Brutality

Mrs. Edith Crawford said:

"Mr. Pierce went absolutely berserk. He threw a bottle at me. I'm sure everyone thought it was a hold-up."

The red-haired wife of the proprietor said that as she was being herded out of the bowling alley with the others, Officer Stevens kept pushing her. When her husband told Stevens, she said, "to take his hands off me," Stevens hit him on the back of the head with a blackjack.

The only verbal altercation she heard during the raid at the bowling alley, Mrs. Crawford declared, was when Pierce grabbed Mrs. Lawrence Nelson, one of the guests, and wrestled her across the floor.

### Private Party

The proprietor's wife also testified that doors to the bowling alley were locked at 12:30 a.m. on the morning of the raid "so the public couldn't get in because this was a private party."

When she next saw her husband following release from the City Jail later that day, Mrs. Crawford concluded under direct examination, he was "beaten up."

In her testimony Mrs. Hansen, an attractive young secretary who admitted she was not too well acquainted with other members of the Christmas party, said that she and her escort were just leaving the bowling alley and that Crawford was unlocking the door for

## VICE CASE PERJURY

Continued from First Page  
nobis. This is tantamount to a motion to vacate the judgment on the ground that the conviction of Miss Allen was gained through perjured testimony with knowl-

edge. Stoker, awaiting issuance of the burglary complaint in the prosecutor's office, denied flatly that he had burglarized Miss Davis' home or any other place.

He specifically denied having

them some time after 2 a.m. when "some men came tearing through who I thought were drunk."

#### Reports Profanity

When Mrs. Hansen realized a raid was in progress, she said, she remonstrated with herself for leaving a partially filled beer bottle from which she had been drinking an hour before sitting around.

At the Hollywood Police Station, this witness admitted, the profanity between vice squad officers and prisoners "seemed to be a 50-50 deal." When she saw Crawford and D. J. Bowcut when they all were released from City Jail, they both had black eyes, she said.

And Walter R. Portman, another guest at the party, had a button off his coat, she testified. (Previous prosecution witnesses testified that Sgt. Parslow grabbed Portman by the necktie, coat and shirt front and dragged him from a line in front of the Hollywood Jail booking office.

Mrs. Dora G. Crawford, 4501 Mullen Ave., mother of the bowling alley proprietor, told how she took food for the Christmas party and left before the raid occurred. But, she testified, when she saw her son on Dec. 25, "I didn't recognize him—he looked like he'd been in an automobile

accident. His lips were swollen and cut and his eyes were discolored."

#### Faces 'Battered'

The two male witnesses to testify yesterday for the prosecution were George W. Crawford, a brother of the Bamboo Bowl owner, who also attended the party, and Dr. Daniel W. Donahue, who treated Crawford three days after the alleged beating.

George Crawford said that his brother was sober when he saw him shortly before the raid occurred and that when he saw him on Christmas Day his face was "battered."

Under cross-examination, the witness said that his brother is the "emotional type, but doesn't throw tantrums."

#### Doctor's Testimony

Dr. Donahue said that Marvin C. Crawford and Gorke visited his office Dec. 27 and that he gave Crawford short-wave diathermy for a "neck spasm." At the time, the doctor testified, he noticed injuries to Crawford's scalp, lip and nose. He also examined a laceration on Gorke's elbow which assertedly occurred when Gorke was thrown from a bar stool during the raid.

The case is being prosecuted

by Lt. Kenneth J. McCauley and Sgt. Ralph Drummond of the Police Personnel Division.

Although the prosecution was nearing the end of its case, termination of the hearing was not in sight as the defense previously has announced that it intends to call more than 25 witnesses.

## Informal Attire Banned in Police Records Section

Informal attire is a thing of the past for members of the Police Records and Identification Section.

Capt. Edward Walker yesterday informed the men under him that sport shirts and other casual clothes will not be tolerated. All men must now wear ties and dress shirts regardless of the season.

## Dam Merger Voted

WASHINGTON, July 8 (P)—The House today passed and sent to the Senate a bill to consolidate the Parker Dam power project and the Davis Dam, on the Colorado River, for operation as a single unit.



**WITNESSES**—From left, four of the witnesses called yesterday in police brutality hearing, Mrs. Nancy Schwenke, Mrs. Evelyn Enderson, Mrs. Edith Crawford, Mrs. Betty Hansen. Mrs. Crawford is the wife of one of the men allegedly beaten in police raid

Times photo

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# JURY TO PROBE CHARGES OF ALLEGED BRUTALITY TO NEGROES BY POLICE

**Patrolman Rollyson Still On Duty Despite Sug-  
gestion From Lane He Be 'Laid Off' Until  
Inquiry Into Prisoner Beating**

The State's attorney's office yesterday announced the grand jury would investigate police brutality in Baltimore.

Meanwhile, Governor Lane requested an immediate probe into the Christmas-night beating of a Negro prisoner and suggested the policeman involved be "laid off" temporarily. Last night the policeman was still on duty.

The grand jury tomorrow will open a broad investigation into charges of police brutality against Negro prisoners.

Meanwhile, J. Bernard Wells, State's attorney, said he has asked Northeastern district police to submit a complete report on the Christmas night beating in which Patrolman Donald Rollyson allegedly assaulted Booker Stokes, 31-year-old Negro laborer.

**Developments Stated**  
These were the other developments yesterday in the situation touched off by the Christmas night incident:

1. Mr. Wells said the list of policemen to appear before the grand jury tomorrow includes Patrolman Rollyson, allegedly involved in another assault before the Christmas night incident.

2. Beverly Ober, police commissioner, began an immediate investigation of his own. He questioned Rollyson, Stokes, a Negro woman arrested with Stokes Monday night and other personnel of the Northeastern district, including Capt Julian Forrest, district commander.

3. Robert B. Waits, attorney for the National Association for the Advancement of Colored People,



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is only one of many

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## Assault On Police Officer Charged

A 28-year-old man was charged with assaulting a Western district patrolman yesterday as the police officer attempted to wrest away a dagger.

Identified as Joseph Taylor, Negro, of the 600 block West Lee street, the defendant was docketed on charges of threatening to stab Patrolman Raymond Suter, carrying a deadly weapon and disorderly conduct.

Suter escaped no injury. Testim

**Governor Signs Death  
Warrant For Great**

Annapolis, Dec. 26 (UPI)—Governor

# POLICE PROBE SET TOMORROW

## Grand Jury Will Inquire Into Alleged Brutality

(Continued from Page 22)

police brutality, and Mr. Wells issued summonses for four citizens and five policemen to appear before the grand jury at 11 A.M. tomorrow.

Mr. Wells said he had received the 28 complaints in a letter sent him about two weeks ago by the N.A.A.C.P. Investigation of the complaints had been delayed, he said, because of another special investigation then before the grand jury.

Among the policemen scheduled to go before the grand jury tomorrow are Patrolman Rollyson; Patrolmen Robert Diels and William Dickerson, of the Northwestern district; Patrolman Charles W. Thompson, of the Central district; Patrolman John Morberger, of the Northeastern district, and Patrolman R. Greaver, of the Pennsylvania Railroad police.

### Wells Awaits Full Report

Mr. Wells said he will wait until he has a complete report on the Stokes incident, then decide whether the case should be presented to the grand jury for possible criminal prosecution.

Stokes was fined \$10 and court costs yesterday morning by Magistrate August A. Kozlovsky for disorderly conduct.

One of the witnesses in the police-station incident telephoned the magistrate before the hearing and offered to testify on Stokes' behalf. Magistrate Kozlovsky told the witness a Sun reporter, that he was not interested in testimony about what happened in the police station.

The magistrate explained that the case would have to be decided on the facts about what happened

at the place of arrest, rather than after the arrest.

Today, Commissioner Ober said, he will continue questioning witnesses. He emphasized that he is anxious to hear from "everybody who had anything to do with it."

Mr. Watts, the N.A.A.C.P. attorney, however suggested that one way to "lessen police brutality" would be to have Commissioner Ober removed from office.

"We need a more interested police commissioner," Mr. Watts said. "One who would feel that he has a duty to discipline the police officers when offenses are committed."

Commissioner Ober has done everything possible to protect the policemen when charges of brutality are made. This attitude encourages the police to continue their brutal tactics."

### Tells Of Appeals To Ober

The attorney said he has been sending appeals to the commissioner "for a number of months," but that no disciplinary action has been taken.

"In one case," Mr. Watts said, "where a policeman was charged by us with the death of two Negroes, the shooting of five others, and the beating of a large number of citizens, the only action taken was the transfer of the policeman to another beat."

Mr. Watts said he had just completed a study of two other reported Negro beatings on Christmas Day, in addition to the Stokes case.

In one case, three Negroes were arrested Monday night after a disturbance in a lounge at Preston street and Central avenue.

According to Hyman A. Pressman, attorney for William Harris, one of the men arrested, two Negroes were beaten with nightsticks and blackjack and were later treated at the Johns Hopkins Hospital.

### Pressman Seeks Warrant

Mr. Pressman said last night that he had asked Magistrate Kozlovsky yesterday to issue a warrant, on behalf of his client, against the two arresting officers on grounds of drunkenness, disorderly conduct and assault.

This request was refused, Mr. Pressman said. He said the magistrate told him, "It is not necessary to swear out warrants against policemen, since they are always available."

Later, Mr. Pressman discussed the question of a warrant with the State's attorney, and, upon procedural advice given by Mr. Wells, will forward a letter today asking that the warrant be issued.

In another case, a minister, the Rev. William Thomas Mayo, of the 900 block North Bond street, was put in jail after going to the Northeastern Police Station to aid a man who had been arrested on the street.

Mayo told Magistrate Kozlovsky that policemen had beaten Ronnie Collins, 23, Negro, of the 1000 block North Wolfe street, while Collins was holding a baby in his arms.

Police testified they arrested Collins on a charge of wife beating, and that Collins took a child from the house refusing to give it up. The patrolmen said Collins struck at them.

### Mayo Testifies

Mayo testified he was walking near Wolfe and Chase streets when he saw the patrolmen beating Collins, who was holding the baby. Collins, he said, was bleeding freely and blood was spilling on the child.

Mayo said he tried to take the child, but was told by a policeman to stay out of the way. Leaving the scene, he went to the Northeastern Police Station, he said, in an effort to help.

"There, he testified, one officer said, 'There's another one of the smart alecks that was down there. Lock him up, too.' He was then placed in a cell, charged with interfering with Patrolman Earl Barnes.

The charge was dismissed by Magistrate Kozlovsky.

### SPECIAL NOTICES

#### Help:

Colored help wanted at Mu. 7615  
Select Emp. Service 24 hr phone service

Dear Carl: Meet me tonight at the  
Friendship Club Dances  
Famous Ballroom 1717 N. Charles St.

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**NEW YORK AMSTERDAM NEWS**

## anci Asks ate Probe op Brutality

By Fred G. Thompson

BALTIMORE—State Senator William J. Bianchi (R-ALP), of Manhattan's 22nd S. D., introduced a bill this week to establish a Legislative Committee to investigate alleged police brutality throughout the state. Senator Bianchi asked that \$100 be appropriated from the budget fund to defray expenses. He also demanded that committee report its findings in a month and submit recommendations to effectually act on its findings.

The committee would be empowered to hold public hearings, take testimony in any place in the state, subpoena witnesses and compel their attendance at meetings of the committee.

The Legislative Committee would consist of four members of the Senate and four members of the Assembly . . . the latter to be appointed by the Speaker of the Assembly. Such committee, it was emphasized, would employ counsel, stenographers and any other assistants necessary for the work of the committee.

July 20, Nicholas Pinto, another SCAD Commissioner wrote Mr. Brown that "he has advised the school that she should be hired, but that since Com. Thayer was the investigating commissioner, he would wait until he returned before making any statements.

Meanwhile, Atty. Sandifer de-

clared the school board should

## 2d "Woodard Case" Probe Set In S. C.

COLUMBIA, S. C. (AP)—The South Carolina NAACP conference launched an investigation here last week into another instance of police brutality against a Negro soldier which is said to rival that visited upon Isaac Woodard a few years ago.

Victim of the latest attack is Pvt. Joe Ben Wright Jr., arrested in Saluda Dec. 23 by Chief of Police Corley and Officer Long at a colored cafe and given a brutal beating in the local jail. No reason for the arrest and beating were disclosed, but Eugene A. R. Montgomery, executive secretary of the state NAACP branch, said Wright's parents, Mr. and Mrs. Joe B. Wright Sr., of Saluda, had asked for the organization's help.

Preliminary investigation by the NAACP reveals Wright was severely beaten by Corley and Long at the city jail after his arrival. The victim was released on Christmas eve in custody of his father under \$40 bond and the promise that the soldier would be present for trial Dec. 26.

Christmas day however, Pvt. Wright was despondent and could not move his left arm. His parents, failing to locate a doctor, took him to the station hospital at Fort Jackson, where doctors reported his condition as "serious."

On the day his trial was to be held, Wright was being transferred by air to Walter Reed Hospital in Washington, suffering from a fractured skull and partial paralysis of his left side.

The State NAACP has sent requests to Atty. Gen. J. Howard McGrath and the adjutant general, Department of the Army, for full investigation and action in the

This is the third incident to occur in Saluda county within nine months. The first was the beating of John McKinney and his wife by a hooded mob. Following this, John L. Daniels was the victim of a threat and cross-burning incident.

Saluda is only 16 miles from the place where Isaac Woodard was brutally beaten and blinded during a verbal clash with police.

## Senator Hits

Having failed to reach an agreement, officials of the New York branch NAACP and counsel for the former branch executive secretary Charles A. Levy, presented arguments over the termination of Mr. Levy's contract before a three-member panel of the American Arbitration Panel Tuesday, at 9 Rockefeller Plaza.

Hearings were not concluded however, since Leah Brock, a national office field secretary who had earlier presented charges to the branch about the executive secretary, was out of town and could not be present for the hearing before the three-man panel.

Mr. Levy, who was dismissed as of Nov. 1, 1950, seeks some \$2,500 on the balance of a two-year contract which expires June, 1951.

The disagreement is said to be over a clause which states that the contract may be terminated on 30 days notice and the branch freed of any requirements in pay except on "stated cause." A further hearing on the case is awaiting a suitable date.

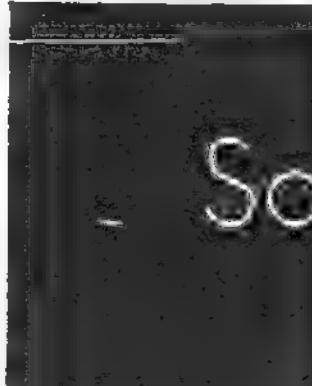
## First Negro Trained MD Wins Honor

DURHAM, N. C. (AP)—Dr. Charles D. Watts, a native of Atlanta this week became the first doctor trained in Negro institutions exclusively to be admitted to the American Board of Surgery.

In receiving a certificate of membership, Dr. Watts became a during member of the most exclusive group of top surgeons in the United States. He is the first Negro in the state of North Carolina hospital to be honored with admittance to the ABS.

Dr. Watts is the nation's first leading surgeon to get all his training from Negro

Continued on PAGE 5



# YOUTH TELLS POLICE BEATING

## Slugging Described to Jurors

Police officers whose breaths smelled of liquor wished seven young men in their custody "Merry Christmas" by beating them in Central Station, a witness told the county grand jury yesterday.

Raymond Marquez, 22, glazier's apprentice of 2807 Budau Ave., told the jury investigating alleged police brutality that he and six companions were blackjacked, kneed and kicked at the station following their belated arrest as the result of a saloon brawl. The jury also was told that one of the victims was so badly injured he required blood transfusions and that two officers who encountered the young men in a bar at 1903 Riverside Drive early last Christmas morning attempted to obtain a "lynching" complaint against six of the suspects.

### Handcuffed at Home

Marquez, it was learned, testified he was handcuffed at his home some time after the bar incident, was taken to Central Station and thrown into a squad room and beaten savagely.

"What did the officers say to you?" he was asked.

"They were having a Christmas celebration," the witness



**CALLED BY GRAND JURY**—Elias Rodela, 21, one of group who charge beatings by police, talks with his mother, Mrs. Nelia Cateva. At right is Raymond Marquez, 22, who told grand jury he and companions were kneed and kicked by police.

told the jury. "I could smell liquor on some of them."

"They'd tell me 'Merry Christmas' and then hit me. They used blackjacks, fists and some of them kneed me in the groin as well as kicking me."

Beaten close to unconsciousness, Marquez continued, he and his companions were taken to City Hall for questioning. Later, he said, they were taken to Lincoln Heights Receiving Hospital for medical treatment by Dr. Wayne Ho.

### Transfer to Jail

Later, the witness said, they were transferred to the City Jail. There, he added, they were beaten intermittently until the afternoon of the next day.

Marquez, it was understood, told the jury that when he had been beaten almost unconscious he would hear one of the policemen say, "He's had enough."

Let's get another one."

The witness said he saw J. L. Trojanowski at the City Jail. The officer, according to Marquez, told him, "I should have shot your guts out."

Marquez said he had given the jury positive identification of his alleged tormentors and tentative identification of "a number of others."

Testimony developed that Daniel Rodela, 23, of 2820 Gleneden St., received two blood transfusions at French Hospital within a week after the Christmas morning mistreatments.

Eddie Nora, 23, of 2800 Glen View Ave., another of the alleged beating victims who was not arrested, was examined at Lincoln Heights Receiving Hospital but a bruised kidney "puffed up like a baseball" was overlooked, the jury was told.

Turn to Page 1B, Column 3

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LOS ANGELES TIMES 20 MAR. 1951

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## Falling Plane Kills Two Women Golfers

Navy Corsair Pilot Escapes From Burning Craft Unaware of Striking Players

Illustrated on Page 2, Part I

JACKSONVILLE, Fla., March 19 (UPI)—A smoking Navy fighter plane glided into a golf course fairway here today, instantly killing two prominent women golfers.

The pilot, Ens. C. L. Green-

## CIVILIAN JOBS IN STATE SET NEW RECORD

SACRAMENTO, March 19 (UPI)—An all-time high for February in California civilian employment, estimated at 4,465,000, was reported today by the State Departments of Employment and Industrial Relations.

The total was slightly lower than the January to-

# Police Slugged and Kicked Him, Witness Asserts

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**Discovery that the police inquiry into the beating charges, requiring 1300 man-hours of investigators' time and 725 hours of stenographic reporters' time, failed to show interviews with the victims' doctors or the hospital was reported to Dist. Atty.**

## Checkup Ordered

The prosecutor immediately ordered his investigators to check with the hospital staff and the victims' personal physicians.

Another discovery during the fury's full-scale inquiry into the brutality charges was that Officers N. L. Brownson and Trowawski tried to get a "lynching" complaint against six of the young men.

The officers were said to have visited the District Attorney's complaint department Jan. 2 seeking a felony complaint against Rodela and his brother Elias, Nora, Marques, William Wilson and Manuel Hernandez. Jack Wilson, brother of William, had not been arrested during the bar brawl.

## Lynching Accusation

The lynching accusation was based on a statute making it a felony to take a prisoner from custody of officers. It carries a maximum penalty of 20 years in prison.

Dep. Dist. Atty. Don Avery, learning that Jack Wilson was not under arrest at the time, refused to issue. All but Nora later were convicted of disturbing the peace. Five of them (excluding Rodela) were found guilty of battery.

It was after Dr. Ho had submitted his record of treatment on six of the beating victims that Roll ordered more detailed investigation.

Dr. Ho's treatment slips read in part as follows:

"William Wilson: compound

fracture of nose. Raymond Marques: laceration right ear, contusion nose; abrasions knees and arms; bruise on back. Manuel Hernandez: contusions orbital regions; abrasion anterior chest. Elias Rodela: laceration right corner of mouth, through and through; contusions nose, with controlled nose bleed; muscle abrasions; scratches on chest. Edward Nora: contusions nose, chin and lips; orbital region; contusions anterior chest; multiple contusions, abrasions both legs, knees and arms. Danny Rodela: possible internal injury, possible head injury; injuries right eye; scalp contusions, laceration corner of mouth, abrasions both knees."

## Registrar's Beating

Mrs. Helen Hall, assistant registrar, General Hospital, also was subpoenaed for a brief visit to read her records.

Marques, who completed his testimony in early afternoon, was followed by Elias Rodela. He gave a detailed version of what happened to him after being booked in City Jail.

"They took us to separate cells in the isolation ward and then they started coming in every 15 minutes or so, five or six at a time, and beat us," Rodela related, telling the jurors.

"Some were in uniform," he said, "and others in plain clothes."

The witness said that it was difficult for him to pick the officers out of a stack of several hundred police identification pictures because, he explained, "I was trying to cover myself most of the time."

"They had a wet towel and they beat me with that and they kicked me in the stomach and in the back and I also got kicked in the groin. They hit me about the head with their hands . . . all night long, they didn't give us any covers and it was pretty cold, and they'd come around every 15 minutes and beat us."

Rodela said that "some doctor took surgical stitches" to repair his torn mouth at the receiving hospital.

## Tentatively Identified

The witness also related that after being beaten at intervals

during the night in jail "The cops told us to pack up our stuff and our family and to get out of town and to get out of the country."

Rodela was followed to the witness chair by Nora. The latter's testimony was interrupted by adjournment and he is scheduled to resume today.

Seven policemen were tentatively identified by Marques, Elias Rodela and Nora. Marques picked out photographs of four officers, Rodela six and Nora only one. Due to duplication, this made a total of seven individual officers named.

The three asserted beating victims who testified yesterday said that only two policemen—one "a gray-haired man"—tried to save them from further maltreatment.

Marques related that one officer, a friend of his mother-in-law, tried to stop his beating in a City Jail cell, but was shoved out of the cubicle by other officers.

Marques reportedly quoted the gray-haired officer as protesting in Central Police Station, "Aw, for — sake, boys, cut it out." He related that he told the jury the other policemen paid their brother officer no attention, and that the mistreatments went on.

Nora is to be followed by William Wilson, Jack Wilson, Hernandez, Daniel Rodela and by Mrs. Anna Belle, a neighbor of 2840 Gleneden St., and Edward Carr, 2842 Gleneden St.

Later, it was expected that perhaps as many as 50 policemen will be subpoenaed for a "show-up" to give the victims an opportunity to establish further identifications.

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Have You...

## IN OUR EXCLUSIVE AUTO-TELLER WINDOW?

The only one in Los Angeles that handles savings account transactions while you sit in your car. Inside, a large safe for fast, efficient service.

We invite your account.



**PUT Spring**

**SALAD DRESSING**

Stoping Dog  
It's Fresh

## GIs Rush to Sign Up Wives in Japan

TOKYO, March 19 (UPI) — The last of 8000 American servicemen who have taken Japanese wives during the occupation registered their marriages today.

## Receive Caps

Fifteen student nurses received their students caps at an impressive Nightingale Lamp ceremony last night at the Good Samaritan Hospital.

The capping marked the end of six months preclinic study and the beginning of advanced training.

Martha Eilers, director of the hospital's Bishop Johnson College of Nursing, placed the caps on the students' heads at the conclusion of the service in the hospital's chapel. She was assisted by Laura Banarer, nursing arts instructor, who was in charge of the class.

The Mexican Congress today ordered an investigation of what was called a Communist-sparked movement against President-elect Adolfo Ruiz Cortines.

After hearing a secret report on Monday's bloody riots, Congressional leaders directed the Attorney General's office to launch an immediate inquiry into mob violence set off by followers of Gen. Miguel Henriquez Guzman.

The government said it had broken the back of the "Henriquistas" with the arrest of at least 524 persons, but other suspects still were being sought.

"There was practically nothing she could do to please Cole."

### Couldn't Please Him

"I couldn't cook to please him," she testified. "I couldn't raise the children to please him. I couldn't even dress myself to please him."

Under the property settlement agreement approved by the court, Mrs. Cole will have custody of the two sons, Michael, 14, and Jeffrey, 13, and \$50 a week for their support. She waived alimony, but was given title to the family home at 1403 N Orange Grove Ave. She said, she now is employed as a manicurist.

The Coles were married in Tijuana Dec. 7, 1933.

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# GRAND JURY INDICTS FORMER POLICEMAN

## Brutality Suspect Arrested in Avalon as Aftermath of Christmas Eve Beating

Leonard S. Lahti, former Los Angeles policeman, was arrested at Avalon, Santa Catalina Island, yesterday on a secret grand jury indictment returned after investigation into the death of an alleged police brutality victim.

Lahti who resigned from the Police Department several months ago, was arrested by Constable John Windle and held in the City Jail at Avalon for Sheriff's deputies. The one-time officer had a dishwashing job at the resort town.

The grand jury indictment, which was returned Tuesday, charges Lahti with assault by means of force likely to do great bodily injury.

The asserted victim in the case was Elmer L. Kelley, 21, of 408 S Harvard Blvd., who died in Letterman General Hospital in San Francisco on March 13, 1951.

His death, Army surgeons said, was due to a brain hemorrhage.

His father, Lawrence Kelley, and a friend of the dead youth, Arthur Reynolds, 19, also of the Harvard Blvd. address, charged

that the hemorrhage resulted from a savage beating administered the young man on Christmas Eve, 1950, by several policemen at Wilshire Police Station.

Reynolds, it was learned, told the grand jury that he and young Kelley and another youth, Robert Sanner, 20, were at a drive-in restaurant at Wilshire Blvd. and Western Ave. on that evening and that the manager there

became incensed because they insisted on playing the tune "Rudolph, the Red-Nosed Reindeer," repeatedly on the jukebox.

Reynolds said they declined to leave when ordered by the manager to do so, since they already had ordered their food.

Within a few minutes, it is understood he told the jury, two plainclothes policemen came in

to the restaurant, jerked Kelley off his stool and threw him out the door. Then, he said, several uniformed policemen arrived, cursed the trio and told them to go home.

### Drinking Charged

It was understood he told the grand jury that it appeared as though the policemen had been drinking.

Then, he told the jury, he and Kelley drove to their home, where they were overhauled by two police squad cars. He said they were dragged from their car, beaten and kicked, then handcuffed and thrown into one of the squad cars.

Reynolds told the jurors, it is understood, that the beatings continued after they reached Wilshire Station but that later he and Kelley were released without a complaint having been lodged against them.

Kelley joined the Army shortly after the incident and was admitted to the military hospital because of frequent headaches which preceded his death.

The Police Department Bureau of Internal Affairs, following complaints that the youths were "used as punching bags" by the arresting officers and jail turnkeys, investigated the incident.

The bureau found that the boys had not been beaten but were injured "by falling against the bars of their cells."

## ROBINSON'S DOWNTOWN

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Mrs. Emma Clarissa Clement, 1946 American Mother of the Year, who died in Louisville, Ky., Friday night, Dec. 26. She was the widow of the late Rev. George Clinton Clement, bishop of the African Methodist Episcopal Zion Church, and a native of Providence, R. I. She was the mother of seven children, all college graduates.

meritorious service, he made rank of sergeant in April, 1939, the grade to become the first and assigned to the W. 125th police captain of his race Street Station. He was elevated among the "Finest". The job to lieutenant on Dec. 20, 1943, calls for command of a police For the past nine years he has served as desk lieutenant at the Gates Avenue Station in Brooklyn's Bedford Stuyvesant area.

Rank of No. 3 on the department captain's list, made his elevation to the coveted post of New York's highest by Police Commissioner Monahan. The Negro police officer is: ghan a privileged ceremony. It "He that exalts himself shall also mean the realization of a be humbled, but he that hum-dream inspired by Lt. Redding's bles himself shall be exalted." late brother who was attached. Lt. Redding resides at 187-17, to the 135th street station as a 1000-block. Justice, with his detective "I always thought it would Evelyn, son, George Jr., the finest profession for anyone to have," he said. Reddings also have a married daughter, Jean, 12. The Red-

THE 200-POUND, 5-foot 11-incher, Mrs. Yvonne Hill, 30.

# Florida Officer Held For Slaying Unarmed Motorist

Special to Journal and Guide

HOMESTEAD, Fla.—Paul Minnick, local police officer, Saturday was arrested on a first degree murder charge in the Christmas Day killing of Emmett Jefferson, 30-year-old Negro motorist.

Justice of Peace Vernon Turner issued the warrant after conference with E. F. Lassiter of the sheriff's Criminal Bureau of Investigation and John D. Marsh, assistant state's attorney.

MINNICK was booked at the county 90 minutes after the warrant was issued.

An intensified investigation preceded the arrest. More than 15 witnesses, white and Negro, testified.

After reports that a speeding automobile had forced a woman driver off the road, Officer William Fasulo arrested Jefferson at the home of a friend in Flori-

da City. He said Jefferson evaded the witnesses in a closed car. Fasulo gave session at which newsmen were chase and radioed Homestead barred.

Jefferson's car went around the roadblock, and Officer Minnick and Sgt. J. C. Arrant joined Fasulo in the pursuit. Fasulo arrested Jefferson as he pulled into the yard of his home here.

FASULO SAID Jefferson started to scuffle and Minnick shot him down. Three of four shots fired by Minnick struck Jefferson.

Jefferson's father, one of a dozen witnesses to the shooting, said, "I pleaded with him not to shoot and he kept shooting and yelled at me: 'get back, you old man, or you'll get the same'."

E. F. (Bob) Lassiter of Sheriff J. B. Henderson's Criminal Bureau of Investigation, inter-

WHILE THE investigation was under way, pending an inquest before Justice Turner, the dead man's parents called on the National Association for the Advancement of Colored People for help. James Jefferson, father of the dead man, asked Dr. Godfrey W. Hawkins, 1018 NW Second avenue, Miami, for an NAACP investigation. Hawkins is president of the Miami chapter, ed by state highway patrolmen,

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# Lynchir

Special to Journal and Guide

TUSKEGEE, Ala.—Tuskegee Institute has no lynchings, as such, to report for 1952, according to criteria used in the institute's department of records and research, Dr. F. D. Patterson, president, announces.

This is the first time such a report has been made in 70 years (1882-1952). Dr. Patterson points out, The five years, 1948-1952, show a total of eight cases.

Continuously since 1913, Tuskegee Institute has issued an annual report to the nation on the subject of lynching, thus spotlighting public attention on this national problem. For the period, 1913-52, the records show 696 cases of lynching, broken down by cases as follows:

1913-1922, 597; 1923-1932, 175; 1933-1944, 103; 1945-1952, 21.

ONE CASE OF "Lynchings Prevented" was listed. From Columbia, South Carolina came the report that in March of this year the

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## Pfc. Chauncey Coleman Dies In Plane Crash

HAMPTON—A release from official Army Air Force headquarters has been received by Mrs. Virginia Coleman Wallace, of Ivy Home road, stating that her grandson, Pfc. Chauncey Edward Coleman, was killed recently in an air plane accident in Japan. The son of Clarence Coleman and the late Mrs. Grace Coleman, he was in the Air Force and had been overseas for eight months.

Pfc. Coleman was 19 years of age and received his basic train-



Joseph Rooks, 12, was grand prize winner in the second annual Journal and Guide

Brooklyn Dodger second baseman, is ticket for the annual benefit party for a Branch YWCA from members of the

Sponsoring committee. From left to right, are George Edwin Woods Jr., Viola Phoenix, chairman, Jackie Robinson, Mrs. Richard Carter, L. Sanassur, and Miss Doris Dubissette.

## **n Question Conduct Of Police In Xmas “Riot”**

NORFOLK — Citizens of the Berkley section of Norfolk took sharp issue with police this week, following what was described as "a riot" in that section on Christmas afternoon, involving 20 to 25 policemen and crowds ranging in estimates from 300 to 2,000.

The "riot," according to police, began when bystanders went to the rescue of police captives in the vicinity of Appomattox and Liberty streets, liberated the prisoners as fast as police could take them into custody, and, the police version continues, also brandished concealed weapons, and assaulted officers.

HOWEVER, witnesses to the disturbance gave somewhat different interpretations of the "riot," than those given by police.

Some 14 persons were arrested on charges varying from assault, and failure to move on, to carrying concealed weapons, as a result of the hour-long melee which took place in a neighborhood where hundreds of youngsters were trying out their Christmas skates.

**ACCORDING TO** Walter C Sumter, 1213 Appomattox street, the police had picked up one man and were asked by a second person not to arrest the man they were holding in custody.

Mr Sumler said that the second man who was then taken into custody, struck the officer and made his escape. The first prisoner escaped. Mr. Sumler said, when the officer driving the police car left the vehicle to pursue the vanishing prisoner.

MR. BUNLER disagreed with reports that bystanders had helped free either man. He said that the officers, after the pursuit of the fleeing men, began arresting persons in the crowd which had gathered, without any apparent reason.

315 Appomattox street, was on. Harold Perkins and his  
brother, Bert Barron also drew \$3 fines  
on the same charge.

**CASES AGAINST** William H Wallace, failure to move on and assaulting a police officer; John A. Sunler, failure to move on; Joseph Corpew, disorderly conduct, failure to move on and assaulting a police officer; Eliza A. Cuffee, failure to move on, were continued to Jan 15.

Jackson, an amateur photographer who had taken pictures of the melee, said that his camera was taken away from him and the negatives fogged when they were given back. Professionals said that the film had been exposed to light.

ACCORDING TO Howard Licks, of 704 Appomattox Street, he went to the scene when he heard police sirens, and was talking with a police official at the scene when he observed the arrest of Joseph Wren.

Mr. Hicks said that police  
at Corpew over the head, and  
that he (Hicks) asked the  
Sicat if he couldn't do some-  
thing about the way the man  
was being treated.

— 20 —

**HORACE C.** Downing, president of the Beacon Light Civic League, said Monday that he believed "if the situation had been handled properly by police," there would have been no disturbance.

"There was no actual riot as far as I am concerned," Mr. Downing said. He also pointed out that the estimate by police of the number of bystanders at the scene was greatly exaggerated.

**IN POLICE court on Friday,** charges against George Rhine, **MANY ADULTS**, he said, **Ernest, Seide Lewis and Charles** came to the scene when they **Everette** were dismissed. **heard sirens blowing, thinking**

Claud Brooks was fined \$5 for failure to move on Mrs. Sidie Perkins drew a \$25 fine for disorderly conduct, which he appealed. Charles Gamble was fined \$5 for failure to move that their children, who had been skating in the area may have been hurt. Harsh treatment of persons in the crowd by police, he said, may have done more to "incite" the disturbance than anything else.

## **Surveyors To Determine Site Of Man's Killing**

SUFFOLK, Va. — Mrs. Sarah Thompson, 60, died Saturday.

## **Lima Dislikes Jo Baker's Talk,**

at staff, comprising hand picked officers from all the services, worked on this special planning task while the military chiefs scattered to Europe and the far east for first hand surveys in recent weeks.

The long range planners, looking forward to world conditions in 1957-58, worked out deployment of military forces to meet American global commitments and assessed the effect upon military needs of new atomic weapons and guided missiles.

#### As Far Apart as the Poles

A top Pentagon official familiar with defense planning problems, said some of the military proposals before the joint chiefs are as divergent as the "north and south poles."

Adm. Radford and Lt. Gen. F. C. Everest [air force], director of the joint staff, are trying to work out a compromise of viewpoints to meet the administrative goal of a \$38 billion military spending. Current estimates indicate to achieve this Eisenhower "economy" target, the services will have to cut more than \$1 billion dollars from the estimate for this fiscal year. Officials have warned that deep slash in military budget would weaken the combat capabilities. They also told the White House

troops tied up in training camps and movement between assignments, and others assigned to desk jobs. They feel, according to Pentagon informants, that when the services shake down after the Korean war build-up more men will become available for combat assignments.

Pentagon officials indicated they may have to ask the White House for leniency if the planned man power cuts appear to be too severe.

The authoritative Army-Navy-Air Force Journal, unofficial service paper, reported today that Pentagon officials are considering a 10 per cent across-the-board cut in army, navy, and marine corps strength [the air force being exempt because it is still below planned strength].

But service chiefs are fighting these reductions by trying to protect their own forces while at the same time suggesting savings in the other services.

#### E. Germans Seize Load of 8,600 Yule Trees

BAYREUTH, Germany, Nov. 21 (AP)—A Christmas tree dealer complained today that East Zone communist policemen confiscated his truck and a load of 8,600 trees destined for Berlin. There were 8,600 trees on the truck instead of the declared number, 8,000.

CHICAGO DAILY TRIBUNE  
NOV. 22 NOV. 1953

#### TOMMY MEDER'S

# WISCONSIN PACKING COMPANY

Where the Workingman's Dollars Work Best

NOW **3** GREAT RETAIL STORES  
North ..... 3351 LINCOLN  
South ..... 6708 S. HALSTED  
W. W. .... 6722 NORTHWEST HWY.

## JUST ARRIVED! 5 CARLOADS of TURKEYS

We've cut prices to the bone—it's our way of saying "Thanks" to you for your wonderful patronage throughout the year.

Genuine Northern Fancy Top Grade  
**Eviscerated TURKEYS** Ready for the Oven

**45** lb.

Genuine Northern New York Dressed  
**TOM TURKEYS . . . . .** **39** lb.

# NOVEMBER CLEARANCE

Sensational Purchases  
**PRE-DECORATED  
INSULATED**



Wood & Steel; Wall & Base  
**KITCHEN CABINET**

3-Piece  
11'  
Wall, 3'

Complete selection of cab.  
"Youngstown," "Brammer," "Ado"  
"Morgan," etc. All sizes and st.  
at Chicago's lowest prices.

**8' x 7' STEE**



**BUILD IT YOUR**



Complete Material Pac.  
**RECREATION**  
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# COP KILLS SAILOR ON YULE LEAVE

NEW YORK (AP)—A young sailor on Christmas leave was shot to death by an off-duty policeman yesterday in a street fight stemming from an alleged traffic violation.

Police said the fatal shot came from the policeman's revolver which the sailor had seized but then surrendered to the policeman's wife during the fight. The wife gave the weapon back to her husband.

The dead man was identified as James Nicoll, 22, of the Bronx, a Navy baker aboard the U. S. S. Glennon berthed at Newport, R. I. He was scheduled for discharge from the Navy in February.

He was shot through the stomach by Patrolman Sidney Eisenberg, 28, when he attempted to attack the officer for the second time, police said.

Police told this story: Eisenberg, in civilian clothes, was driving with his wife, Marilyn, in the Bronx when he saw a car zig-zagging in front of him.

He forced the car to the curb and called out that he was a policeman. Nicoll and a man later identified as Eugene Geraci, 22, then jumped out of the car and attacked Eisenberg.

During the struggle, Nicoll grabbed the policeman's gun and handed it to Mrs. Eisenberg, who fired a warning shot into the ground.

She then gave the weapon to her husband.

"Get back or I'll shoot you," shouted Eisenberg at Nicoll. As the sailor continued to advance, the policeman fired, hitting Nicoll.

Nicoll was pronounced dead at Morrisania Hospital upon arrival.

Geraci was held in \$2,500 bail on a felonious assault charge. The bail was arranged by relatives of the dead sailor.

First Deputy Police Commissioner James R. Kennedy told Mrs. Eisenberg after the incident "you acted the way a good cop's wife should."

# HOW WILL S TREAT REP. C

WASHINGTON (AP)—When Congress gets underway Jan. 5 something new will have been added to the long-time all Democratic Florida delegation: A Republican.

He is William Cramer of St. Petersburg, elected to the House over Democrat Courtney Campbell in the 1st District.

Cramer poses this question to the Democrats: How'll they treat him?

In the past, the Florida Democratic contingent has been a very closely knit group. For instance, the Floridians have a habit of meeting every Monday at lunch to discuss their problems.

The Democrats are a likeable bunch of fellows, undoubtedly deep down I like to take Cramer midst. And they may right now a Republ stranger in their stall, Florida hasn't sent to since Reconstruction.

These Democrats we see the state returned Democratic fold in the But they say if they enmer and he "becomes his district is likely to

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SARASOTA JOURNAL 27 DEC. 1954



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THE SUN (BALTIMORE, MD) JAN. 1957

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## Budapest Police Rout Two Shopper Riots

Buying Rush Blamed On  
Apparent Fear Of In-  
flation In Wake Of  
Anti-Red Revolt

Howard Norton reports Russia  
appears to have forgiven Nehru  
for his criticism . . . . Page 7

Budapest, Jan. 2 (AP)—Budapest  
police broke up two riots among  
downtown shoppers today during  
a city-wide buying rush apparently  
set off by fear of inflation.

The riots developed two hours  
apart at the state-owned Paris De-  
partment Store, recently opened  
to replace another one destroyed  
in the October-November revolu-

tion.

Lines of several thousand per-  
sons had gathered in front of the  
establishment. In the Street of  
Hungarian Youth that formerly  
was called Stalin avenue Store  
employés and police regimented  
the lines. Through rope barriers,  
groups were admitted periodically  
to the store.

1,000 Broke Through Line  
Shortly before noon, about  
1,000 women and girls broke  
through impatiently and stormed  
the store.

The police used clubs to beat  
back the shouting, weeping  
throng.

Two hours later there was new  
trouble. This time the police  
wheeled up a truck, which they  
used as a tank. They ran it up on  
the sidewalk, drove it against the  
standing women and forced the  
mass of shoppers to disperse.

### Inflation Expected

Large crowds, evidently expect-  
ing prices will skyrocket as a re-  
sult of economic dislocations from  
the revolution, also formed at

Armenian Writer  
'Errors' Charged

Moscow, Jan. 2 (AP)—Writers in  
the Soviet Republic of Armenia  
have been added to the ranks of  
Soviet intellectuals accused of  
"political and ideological errors."

The latest issue of the news-  
paper Kommunist of Armenia re-  
ceived here today, reported that  
a Communist party meeting of  
Armenian writers criticized  
several of their members for  
"political indifference" and even  
"anti-party statements."

It reported several writers  
confessed their errors at the meet-  
ing.

Soviet writers have been  
ordered to submit in similar soul-  
searching in the Baltic states,  
Leningrad, the Ukraine, Georgia  
and the Moscow area.

other Budapest department stores  
in this post-Christmas buying  
rush.

Newspapers backing Premier  
Janos Kadar's Communist regime  
have warned that inflation is com-  
ing. The people probably want to  
put their money into goods before  
it depreciates further.

There was one economic bright  
spot. The nation's biggest indus-  
trial center, the Csepel Island  
iron and steel works, resumed at  
least partial production after a  
ten-day shutdown due to short-  
ages of coal and raw materials.

### "Bitter Moments Of Despair"

But at the same time, the news-  
paper Esti Hirlap mourned in a  
front page editorial that the post-  
revolutionary economic chaos was  
throwing many thousands of  
workers—in factories, Govern-  
(Continued on Page 7, Column 1)

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by JOHN VAN  
Washington Bureau  
Washington, Jan.  
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tinct letter to Nikolai A  
President Eisenhower  
turned down a Russi  
for a new "summit  
on disarmament.

"I could agree to  
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Eisenhower wrote Be-

"But, in my opinio  
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"Accordingly, the U  
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#### AIR FRICTION

Chicago — On a long motor trip, the surface of a conventional passenger automobile will become about 0.6 degrees hotter because of air friction at speeds of 60 miles per hour or faster.

lessly on the defensive, states the Post. So hostile is the environment in which the program operates that one knowledgeable appraiser predicts that ADC in its present form is doomed.

Public assumption has it that ADC fosters illegitimacy, but the

# Ask U. S. Probe Of Alabama Police

J. L. LEFLORE

MOBILE, Ala. — The U. S. Justice Department has been asked to investigate a new wave of police brutality in Prichard, Ala., in the wake of a beating handed to 31-year-old George Moore and several other alleged "whipping" administered to Negroes by Prichard policemen.

The request for Justice Department intervention was made by veterans civil rights leader J. L. LeFlore following the Christmas Day beating of Moore in Prichard, a suburb of Mobile with about 45,000 residents.

#### FACE BATTERED

Calling Moore's beating "the worst incident of its kind," LeFlore said Moore came to his home with his face "hideously battered and lacerated and masked with dry blood" after having been released from the Prichard jail at 2:25 p. m. Christmas Day. He said Moore told him he was arrested about 6 a. m. Christmas

morning while on his way home from a club.

The civil rights leader quoted Moore as saying two white Prichard prowler car officers "apparently didn't like the way I replied to a question they asked implying that I stole Christmas gift packages I was carrying home."

LeFlore said Moore told him the officers called him a smart number when he told them he didn't steal the gifts, got out of the car and handcuffed his hands behind his back. Upon putting him in the prowler car, one of the officers struck him across the face with a club or blackjack. Moore was quoted as saying. They later beat him into unconsciousness, it was reported.

#### FATHER OF 6

LeFlore said Moore is the father of six children who is employed as a cleaner and presser.

The civil rights leader said Prichard policemen reportedly had beat Moore and another Negro on Oct. 2, 1959, "but not as severely." LeFlore said he would not divulge the names of any of the other alleged victims whose complaints were submitted to the Justice Department.

#### Add Money To Scenery

GULFPORT, Miss. — (UPI) — There were attractions other than scenery along U. S. Highway 90 overlooking the Gulf of Mexico Wednesday. Two men who robbed a Gulfport motel at gunpoint early Wednesday tossed an estimated \$300 in currency from their car during pursuit by the highway patrol. They were arrested by a constable and admitted the holdup.

THE CHICAGO DEFENDER 6 FEB 1960

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of lightning predawn raids in three cities, climaxing a three month investigation. Hundreds of meal helmets and gas masks were seized.

Investigators said the men were members of an extremist nationalist organization called the Society for Japanese History. Officials said they had no idea how large the society is.

There was no word on when or how the planned assassinations were to have taken place.

Leaders of the group were identified as Toyosaku Kuwanami, 59, head of Nichinan and Kawanami Industrial Co., and Tokutaro Sakurai, 61, a Lieutenant General in the pre-World War II Imperial Navy.

Authorities said Kawanami had been in office of his

Raid 150 in Tokyo Fukuo the m Am Nikai served after Prime Mikar Eko I. Poll up in shop wana One China Aut group milita Japan Acad the n

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Poll up in shop wana One China Aut group milita Japan Acad the n

The Israel Court's verdict against the former German Gestapo Colonel—guilty on all charges—was the top story in two of West Berlin's three afternoon papers. They carried dispatches from the Jerusalem courtroom without editorial comment.

The reaction of Berliners was that Eichmann's conviction was a foregone conclusion. There was more interest, however, in whether the court will sentence him to death later this week.

Peace Justice William Oettinger shakes the arresting officer, Police Sgt. Norman Rieb

## Sideshow

# Blue Laws Send Santa To Court

PENNDL, Pa. (UPI) — It was strange to see Santa Claus standing at the bar of justice, all in bright red with a fluffy white beard.

"This is very embarrassing," said Bucks County Peace Justice William Oettinger. "I've never had anything like this in my court before. Having Santa Claus arraigned, I mean. Most upsetting."

A dozen or more spectators yesterday indicated they felt the same way. Children were kept away out of consideration for their feelings.

"Your Honor," said the defense lawyer, William Power, "my client shouldn't be here. Plainly, he is without guilt or guile. What crime is he charged with? I'll tell you—simply wanting to do good for children. Heinous, isn't it?"

"Not in my book," murmured the Peace Justice, shifting on the bench judiciously but uneasily.

He heard the testimony of Santa's arrest Sunday in Butch's Discount Market. There, William Riempf, Police Chief of Bensalem Township, waited for Santa to finish hearing the Christmas desires of a long line of kids. Then the Chief cited Santa and four helpers on a charge of violating the state's Sunday blue laws. Specifically, the Chief said, Santa violated a section forbidding gainful employment on Sunday.

A group of businessmen has been pressing for prosecution of discount houses opening on Sunday. Santa's arrest filled one of the committee men with chagrin.

"This makes us look like Senneges," he said.

Peace Justice Oettinger heard the man from the DA's office and lawyer Power. Then he gazed at Santa, silent through it all but cheerful, and at Mrs. Claus, standing by his side.

"It gives me great honor to discharge this defendant," said the Peace Justice.

He shook hands with Santa, and with Santa's wife, and adjourned court.

## The Weather

# Snowstorm Climbs

By The Associated Press

A snowstorm whirled across the Western Plains yesterday, slowing air and ground travel and closing schools in some areas. Stinging cold that ranged down to 34 below zero covered much of an Arctic zone that extended from the Rockies to the Great Lakes.

The count of deaths since an earlier storm crossed the Midwest Friday night rose to 88. All but a few of the fatalities were caused by traffic accidents on slick roads.

Snow measured up to 11 inches in Nebraska.

A number of schools were closed on the Eastern Plains of Colorado. Wind whipped snow scaled up to 18 inches in Pueblo County.

Heavy snow also shut schools in San Juan and Santa Fe counties in New Mexico.

The Will Rogers Airport in Oklahoma City reported no planes were arriving, and a few took off because of an inch of ice on the runways. Landings were on instrument only at the Tinker Air Force Base.

Some schools in the Oklahoma City area were closed. Tulsa school children were sent home an hour early.

Blizzard warnings were issued for the Texas-Oklahoma Panhandle, Western and North-Central Kansas and Northeastern Nebraska.

In the blizzard zone, 3 to 6 inches of snow was accompanied by frigid north winds.

Glaze warnings were issued for parts of Oklahoma, Kansas and Missouri.

Heavy snow warnings were issued for Northwestern Iowa, Southern and East-Central Minnesota and Northwestern Wisconsin.

Slippery streets halted bus service for more than 100 schools in the St. Louis area. Missouri State Police reported many automobiles were abandoned after they slid into ditches.

The Great Northern Railway Empire Builder train was derailed

# S Summary

## THE WORLD

**GILLAN CONFER** — President Ken-Prime Minister Macmillan concluded talks in Bermuda and were reported Congo and A-tests. (Story on Page 1.)

**OPES DAIOPENED** — Tshombe signed his secessionist claims for Katanga authority of the Central Congo government opened hopes for early peace by saying must be ratified by his provincial government. (Story on Page 1.)

**PAS MESSAGE** — Pope John, in his message to the world, called upon nations' peace. (Story on Page 1.)

**TURKEY** — A British Comet 4 jet airliner dived after takeoff in Ankara, Turkey, killing or more of the 34 persons on board survived. (Story on Page 1.)

**IN BERLIN** — East and West Berlin tear gas grenades after the Communists threw rocks. (Story on Page 2, Part 1.)

**PEACE MACHINERY** — Ambassadored the achievements of the 16th Assembly but called for immediate immediate peacemaking machinery to prevent disputes. (Story on Page 7, Part 1.)

A horn-tooting motor procession went to demonstrate against the United Kingdom over the loss of Portugal's colony on Page 7, Part 1.)

The Dutch government was reported to of how to negotiate with Indonesia over West New Guinea by force. The rift went. (Story on Page 10, Part 1.)

## HE NATION

fuel purchases from a Japanese firm and crude oil from Russia were terminated. Some of the oil may have been jets. (Story on Page 1.)

**REGED** — The Air Force has charged Elman with giving U.S. military data. Story on Page 1.)

Nike Zeus, the Army's controversial missile, intercepted a Nike Hercules over Mexico Dec. 14 to score a significant first test against a flying target. (Story on Page 1.)

**MNAMARA** — The Reserve Officers' Secretary McNamara of personnel of reserve forces for not defending Berlin mobilization. Congress will be held up next month. (Story Pg. 2, Pt. 1.)

# Berlin Foes Fight Tear Gas Duel

## Communist Police Open Battle by Hurling Stones

**BERLIN** (UPI) — East and West Berlin police dueled with tear gas grenades Thursday night after the Communists began throwing rocks and tear gas grenades at a candlelit Christmas tree on the western side of the dividing wall.

The West Berliners retaliated by hurling 12 tear gas grenades at the Vopos (Communist police) and the rock barrage ceased. The Christmas trees were erected along the wall by West Berliners as a symbol of solidarity with East Berliners.

The U.S. Army Thursday ordered 1,500 newly arrived American soldiers deployed throughout West Berlin today in a "readiness test" to familiarize them with the terrain if Berlin should become a battleground.

## Oldest Cardinal Dies in Italy

**FLORENCE, Italy** (UPI) — Elia Cardinal Dalla Costa, 89, the oldest member of the Sacred College of Cardinals and mentioned in 1939 for election to the Papacy, died here today.

### Jordan King Home

**AMMAN**, Jordan (AP) — King Hussein of Jordan returned home Thursday after a two-week visit to Britain. While there he had a medical checkup.



LOS ANGELES TIMES 22 DEC. 1961

**APPEALS FOR PEACE** — Pope John in his Christmas message in the Vatican called on leaders of the world to

on WIREPHOTO

## POPE JOHN MAKES APPEAL FOR PEACE

Continued from First Page  
ness, we also give voice to a heartfelt appeal that all those who control the economic forces should risk everything—but not the peace of the world and the lives of men—to seek every means that modern progress has put at their disposal to increase the welfare and se- They are the rulers of the world, too, are they? "We ap-

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there will be more coming, pail.  
Those submitted to date  
Fulton County Lumber company—\$3 gift certificate.  
Jones Implement company—\$1 cash.  
Berkway Supermarket—Case of baby food.  
Snyder Jewelry—Sterling silver baby rattle.  
Teitelbaum's—Diaper bag.

Doering Radio and TV—\$1 in cash.  
Rochester News Agency—Two toys.  
Adler's—Box of hose for meth-  
ane.  
Sara's Tot Shop—\$4 gift certi-  
ficate.  
Calvin's Hardware—Baby thermometer set.

dis. "I am not going to let her go," she said. "She will return after spending the holiday season with her parents. Hulda's trip to Russia followed a meeting with Premier Khrushchev when he was in New York. Her tuition, board and room is paid for by the Soviet Union funds."

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## THE ROCHESTER SENTINEL (ROCHESTER, N.Y.)

26 DEC. 1961

### TREES NEEDED FOR 12TH NIGHT

Rochester and Lake Mani-  
sou residents were asked to-  
day to save their Christmas  
trees for the second annual  
Twelfth Night tree-burning  
ceremony.

The Rochester Junior  
Chamber of Commerce,  
which sponsors the annual  
papaphany rites, will send its  
members around the city  
and lake areas Monday be-  
ginning at noon to pick up  
the trees. Discarded Yule  
trees should be placed at  
the curb in front of homes  
for the pickup.

The trees will be formed  
to a huge pile and lighted  
tonight at 9 p.m. Saturday, Jan.  
Arrangements for the  
Twelfth Night services, in-  
cluding site, will be an-  
nounced later in the week.

### Cops Capture Finance Thief

ERRE HAUTE, Ind. (UPI) — An inmate of the Indiana  
Reformatory was captured  
Sunday and police said he  
stole taking \$386 in a holdup  
he Local Finance office in  
Logansport.

The man is Edward M. Mulli-  
gan, who escaped from the  
reformatory Dec. 8. He was ar-  
rested after he was found stand-  
behind a bus depot with a  
caliber shotgun which he said  
was in the Logansport hold-  
up last Wednesday.

### Police Scandals Mar Christmas

By United Press International

A new round of police scan-  
dals marred the Christmas holi-  
day weekend in the Midwest.

Charges were to filed today  
at Milwaukee against two police  
officers held in a service sta-  
tion burglary.

At St. Louis more rookie po-  
lice officers were to undergo  
the series of lie detector tests  
which have already disclosed  
petty theft by three officers,  
statutory rape by a fourth and  
brought perjury charges against  
a fifth in connection with a shoot-  
ing incident.

A six-year veteran of the Des  
Moines, Ia., police force was  
under suspension today after  
being charged with assaulting  
his wife and threatening her  
life.

THE 27 LIE detector tests at  
St. Louis brought resignation or  
suspension of six probationary  
patrolmen. Results of the tests:

—One patrolman confessed  
sexual intimacies with a 13-year-  
old girl hired to baby-sit with  
his children. He lost his job but  
will not be prosecuted because  
the girl's parents declined to  
press charges.

—Patrolman Wolf Hochman  
was charged with perjury for  
falsely swearing that a man he  
shot last year was armed with  
a straight-edge razor.

—Two patrolmen were fired  
for petty thefts and a third ac-  
cused of accepting part of the  
loot resigned.

—A patrolman was suspended  
for refusing to take a lie de-  
tector test.

### Fire Destroys Maxwell Hotel

NASHVILLE, Tenn. (UPI) — A stubborn fire that blazed out  
of control into the early hours  
today destroyed the historic  
Maxwell House hotel, which had  
played host to seven U.S. presi-  
dents.

The fire was brought under  
control after about four hours,  
then flared up again, almost 10  
hours after the blaze first started.  
Parts of the structure began  
to fall in after the fire broke out  
again and police had to keep  
curious bystanders away from  
the building.

One guest was still unaccount-  
ed for but it was not known if  
he was in the building when the  
fire began last night.

Property loss was estimated  
at about \$2 million.

THE ORIGINAL Ku Klux Klan  
was said to have been formed at  
a meeting at the Maxwell House  
after the Civil War.

All but four pieces of Nash-  
ville's fire fighting equipment  
was rushed to the blaze, which  
threatened for a while Monday  
night to spread to the middle of  
the city's downtown business  
district.

Hotel officials said 60 persons  
were registered at the time of  
the blaze.



### Facts, Forecast

one-half inch with a little snow  
likely north today and rain or  
snow entire area late in week.

#### U.S. TEMPERATURES

	Last 24 Hours		
	High	Low	
Weather, 7 a.m.			
Houston, clear	55	25	
Chicago, cloudy	25	11	
Denver, P.M.Cly	65	33	
Los Angeles, clear	65	44	
Miami, clear	85	65	
New Orleans, clear	65	34	
New York, clear	35	22	
Phoenix, clear	75	40	
Portland, Me., clear	55	35	

HOLLYWOOD (UPI) — "Look  
at those eyes and that hair . . .  
she looks like me when I was  
a baby . . . all except for the  
nose."

That was how comedian Jimmy  
Durante described his spe-  
cial Christmas blessing—an in-  
fant girl he and his wife plan-

# The Brutality Hit Different Areas

rance



up life insurance plan has been in effect eight years, the current policy payment to beneficiaries of the late bus operator was first ever made by the 800 - member interracial group which is in its tenth year.

## ay Plan e Schools

Association of P.S. 9, last a proposed rezoning which, it charged, would segregate the last two

lower income families within P.S. 9 zone, besides creating odds for children who have to cross Eastern Parkway to get to

## Christmas Eve

### Incident In Queens

CORE charged this week that a Christmas Eve incident in a Queens cafe pointed to the inadequacy of present police investigative procedures.

Stating that civilian review of police misbehavior would be inadequate if the investigation of the complaint remained in police hands, CORE National Director James Farmer said that the Queens case has been mishandled by the Police Commissioner's office over the past eight weeks.

The incident involved two police officers in an alleged unjustified attack on an employee, Elsieah Keys, of the 135 Club (135-28 Roosevelt Avenue, Flushing) on December 25, 1965. Witnesses reported that officers Brennan and Driscoll spoke, acted and smelled as if they were drunk.

A second employee of the 135 Club, William Gons, who witnesses say was not involved in the altercation was arrested at the 109th Police Precinct where he sought to file a complaint against officers Brennan and Driscoll.

#### Send Complaint

On December 27, following investigation by CORE counsel and staff, a complaint was sent to Police Commissioner Broderick. Since then there have been numerous conversations between the commissioners office and CORE staff but there has been no action taken by the Police Department.

Unanswered by the Police Com-

### Galamison At YMCA

Rev. Myles A. Galamison, pastor of Silean Presbyterian Church, will be the guest speaker for the first annual Father and Son banquet to be given by the Youth Department of the Bedford YMCA, Friday, Feb. 25 at the "Y".

mmissioner are questions such as:

1. Is it Police Department policy to arrest citizens bringing complaints against police officers?

2. Is it Police Department policy to punish with "arrest" uncooperative citizens who object to police malpractices?

3. Is it Police Department policy to refuse to test for drunkenness police officers accused of being drunk on duty?

At Stalies.

4. Is it not the weakness of the police case against William Gons demonstrated by the fact that the first charge against him wrongfully stated the arrest site as Club 135 when in fact he was arrested at the police station and second that he has been charged with simple assault (P.L. 241) when the normal charge for assaulting an officer is second degree assault (P.L. 244)?

5. Why are police officials willing to have withdrawn charges by police officers which investigation reveals to be either malicious or lacking in any real factual basis?

## Rights Workers Freed

Sixty-one civil rights workers who participated in the 1963-64 school desegregation demonstrations were

## 3 Accuse Cops 'n Jamaica

The Jamaican filed a charge of malpractice with the commissioner of students involving three members of the 103rd Precinct.

Arrested and assaulting police arrest and beat dangerous wear Stevens, R., J. John White, 4 and Thomas L. 15th Place, J.

Police report was had been Ptl. Kenneth break it up the Police and

Fitzsimmons, according to the police story, were then menaced a hostile crowd so they called help and eight cars with answered. >>>

#### NAACP's Story

But according to attorney R. Bailey, chairman of Jamaica NAACP legal committee, his investigation of the incidents revealed "the most vicious instances of police brutality" in the area.

He said four men had drinks after work and one of them was being escorted home by others walking on either side of him. The man in the middle slipped on the ice and fell down on the snow with him.

Police of the 103rd precinct observed the incident and hustled the three into their station. Bailey said

NEW YORK AMSTERDAM NEWS 26 FEB. 1966

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# Beating Of Youth Incite

## Alleged Beating Of Youth Incites Detroit Solon

DETROIT (UPI) — The alleged beating of a Negro youth on Christmas Day by two police officers who were attempting to arrest him has stirred up new charges of brutality and brought about a direct confrontation between Mayor Jerome Cavanagh and Rep. John Conyers Jr.

Conyers led a delegation of Negro leaders to the mayor's office Thursday to demand a statement "against police racism." Cavanagh said he could not issue such a statement but added he would act quickly on the allegations.

CONYERS, a Negro Detroit congressman often mentioned as a possible candidate for mayor in 1968, said he had several witnesses to the beating of David Lee Curry, 19, Detroit.

Police reports said Curry threatened a bus driver after he put too much fare in the coin box and refused to take a refund slip. The driver called for assistance and Curry was taken into custody by two patrolmen on the driver's complaint.

THE ARREST report stated that Curry tried to kick one officer and was knocked to the pavement, striking his head and requiring treatment for a one-inch cut on his cheek and a small cut on his forehead.

Police sought to have the youth charged with resisting and obstructing a police officer and disturbing the peace, but the Wayne County prosecutor's office refused to issue a warrant Thursday.

Conyers said witnesses told him one of the officers pistol-whipped Curry repeatedly while he had his hands up and later when he had been handcuffed.



## St. Augustine's S

St. Augustine's students called it "going for Christmas," but actually the for children of the Central Orphan festively decorated, in keeping with will be seen in this photographs. Here,

## Toy Library Will Open In Hampton

HAMPTON — A toy-lending library will be open every Sunday from 2 until 4 p. m. at Council's Pre-School of Hampton. Located in the old motor vehicle building at 2513 Victoria Boulevard, the library will make it possible for children of elementary school age to check out a toy for a period of one week.

The library is sponsored by the Councilettes, the youth group of the Hampton Roads

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HAM! Woman lebrated recently vance is veling 1 Wedge ner foll a play.

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an, Mayor District of  
e 250,000 babies born  
can help prevent crip-



Dr. Thorpe's

by 30 points in the game. Carter finished with 30 and Daniels 20.

of the Nets scored his second straight 17 of his points period when the team 81-78 lead into a

of the Nets and of Pittsburgh were in the final quarter inches.

is pumped in a 15- with three seconds Memphis its victory. Jones' 32 points as the embarrassing a 103-94 lead remaining. Zelmo points for Utah.

son scored 10 of as Denver pulled final quarter. Mack Floridians led all 1 points.

## Hockey

### HL LEAGUE

day's Results  
Pittsburgh 1  
Detroit 1  
Los Angeles 4  
Vancouver 2  
St. Louis 2, tie  
Vancouver 2  
scheduled  
ay's Games  
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r's Games  
Minnesota  
Boston  
Scheduled  
y's Games  
Montreal  
at Toronto  
Detroit  
Pittsburgh  
Vancouver  
St. Louis  
Los Angeles  
y's Games  
Philadelphia  
New York  
Buffalo  
scheduled



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factory Dealer  
**MARINA**  
535-1950  
445-2718

ord of 8-22, including the school's worst record in history, 0-10, in 1959.

## Scholastic Basketball

Hartford 66, New London 62  
Weaver 78, Fitch 72  
Immaculate 78, Barlow 61  
Malone 81, Bristol Central 65  
Bloomfield 59, Southington 45  
Seymour 71, Shelton 56  
Wamogo 65, Shepaug Valley  
55  
Manchester 58, Windham 51  
Wethersfield 88, Platt 74  
Conard 73, Bristol Eastern 67  
St. Thomas Aquinas 60, Kennedy 56

## Police Issue Wanted Poster On Santa Claus

HAZEL PARK, Mich. (AP) — The picture and fingerprints of the man alleged to be Kris Nicholas Kringle, who has the alias of Santa Claus, appear on a poster sent out by Hazel Park police.

It's their Christmas card.

The circular described him as an expert in "breaking and entering" who "uses chimneys once a year."

Police Chief Charles W. Young said that the department was having a hard time figuring out its annual Yuletide card.

"Then one day—about two weeks ago—I was talking to my identification officer and it hit me... We'll put Santa Claus on one of our arrest forms and send him out."

A 350-pound contractor from Madison Heights posed for the mug shot.

## Men's Lib A 'No No' In Oregon

SALEM, Ore. (AP) — Miniskirts and now pants suits are suitable attire for women employees of the State of Oregon.

But there's been no similar relaxation of rules for men.

This directive appeared recently in the state Highway Division's newsletter:

"The male employee shall be groomed and garbed in a manner traditional to his particular work place. Any male directly serving the public had better continue to come to work in a



EVERYTHING'S ROSE mood Wednesday in Chicago became Illinois football coach Vince Lombardi of the Ivy

## Rangers

The New York Rangers keeping a good habit go and the Boston Bruins got rid of a bad one.

New York ran its unbeaten string to 17 games 6-1 National Hockey League victory over the Pittsburgh Penguins Wednesday night.

Boston, meanwhile, w game on Detroit ice for the time in two years, beaten Red Wings 2-1.

The night's results left Rangers and Bruins tied for East Division lead. Both 51 points.

Elsewhere in the NHL, Louis and Montreal played 2-2 stalemate, Toronto won Vancouver 7-2 and Chicago turned back Los Angeles 6-4.

Six players scored for the hot Rangers, who have won in a row. Reserve goalie les Villeture, sharing duty No. 1 netminder Ed Giacomin had an easy time of it. V

1970  
24 DEC.  
THE DAY (NEW LONDON, CT)

## Ski Re

BOSTON (AP)—Following are ski conditions from selected New England ski areas as reported by the ski area operators Wednesday afternoon.

Reports include, in this order: new snow in inches, if any; type of snow surface; depth of base; evaluation of conditions. Code: Pdr-powder; pkd-packed powder; mm-manmade; gr-granular; fr gr-frozen granular; sc-spring conditions; b-base; e-excellent; g-good; f-fair; l-limited.

### Maine

Big A—5 new pdr, 14 to 20b, 3 Pleasant Mt—5 pdr, 6 to 12b, e Saddleback—15 pdr, 10 to 20b,

Other crackdowns on youth violence have led policemen into the public schools, where nearly 200 youths were arrested last week on narcotics selling charges.

But the continuing death toll!

(Continued on Page C-12)

# Parade Violence Argued

**F**ollowing the alleged violence at this year's Compton Christmas Parade, Mayor Doris Davis has announced a "get tough" policy on juvenile crimes, and police chief Thomas Cochee has said an increase in walking patrols men will be on city streets during the remainder of the holiday season.

The "two-pronged" announcement came on the heels of what some have called a beautiful Christmas Parade, marred only in the backgrounds by what was also referred to as a day of police brutality, still yet others called it a day of violence.

Compton police previously denied that violence had marred the yuletide occasion, but city officials became mum when questioned about the violence.

No major incidents occurred, a police lieutenant reportedly told Compton newsmen following the parade, but he admitted that 35 youth arrests were made for various unrelated infractions against the law.

Rumors had previously spread throughout the Compton community claiming shots were fired, two persons

**P**ARADE VIOLENCE — Scenes like the one above were seen throughout the route and after the Compton Christmas Parade, held last Saturday. Officers frisked and detained some 30 youths for various infractions, with most of them charged with disturbing the peace. Rumors were circulated following the parade that two persons had been shot, but Compton police denied this.

—GUY CROWDER PHOTO

were shot, and one person was stabbed. But no verification could be made relative to the alleged incidents.

However, one police officer told newsmen that a woman fired shots through a plate glass window of a local store located on the route of the parade.

Doris Woods, the city's public information officer told **THE SENTINEL** that no statement would be made concerning the parade by city officials, but informed this publication of new plans to combat future juvenile violence.

In another segment of the "get tough" policy by Compton officials, Mayor Davis issued a statement which reveals the city's goal.

"Compton has a get tough policy and we are going to get tough," Mayor Davis warned. "Low abiding citizens of Compton have had enough, and we feel confident that citizen cooperation will be directed totally towards full scale attention against crime."

"People will have to understand that suspected individuals will be stopped and searched to get rid of the criminal element," Mayor Davis said.

"We don't want to inconvenience innocent people," she said. "We just want to keep the city safe for everyone."

But, in regards to the parade, the mayor was not eager to speak, as reports told of a train holding it up for a long period of time — at Willowbrook and Compton

Bvd., and also claims that violence and police brutality marred the occasion.

One parent spoke out concerning the arrest of her son, Robert Lee Antoine, 14, claiming that the youth had only been standing around at Lueders Park — the termination point of the parade.

Mrs. Geraldine Antoine said her son was arrested for disturbing the peace, while a neighbor of hers reported that the youth was not actually involved in an incident which flared up.

"I don't see how he could have been disturbing the peace. Just watching a parade," Mrs. Antoine said. Her neighbor, Margie Caldwell, reportedly said the young Antoine and some more kids were just standing there when the police came up."

"They started walking away, but the police started handcuffing them and beating them, and took them to jail," Mrs. Caldwell related to Mrs. Antoine.

The women claimed that the youths actually involved in the fracas "got away." Mrs. Antoine said she was told her son could not be released from the Compton jail, when she arrived there at 4:30 p.m., because the proper authorities were not at the facility at the time.

She was enlled by police officials later that evening, but told that her son still could not be released, she said. Police revealed that 30 such arrests were made on the day of the parade, but said none of the charges were serious.

A suspect may have last Saturday a McDonald's demanded the safe in police report.

The suspect may have last Saturday a McDonald's demanded the safe in police report.

The suspect may have last Saturday a McDonald's demanded the safe in police report.

The suspect may have last Saturday a McDonald's demanded the safe in police report.

The suspect may have last Saturday a McDonald's demanded the safe in police report.

Venice Geiger said when I drive in Fukukuma his car to p.m. Dec. 1

The suspect may have last Saturday a McDonald's demanded the safe in police report.

The suspect may have last Saturday a McDonald's demanded the safe in police report.

# Innovative Programs Fortify City Attorney's Office

**E**ditor's Note — This is the last of a two-part series on the foundation

Court, providing for payment of most traffic tickets through the mail.

campaign for City Attorney.

The City Attorney's office is

The suspect may have last Saturday a McDonald's demanded the safe in police report.



worth we miss her dedication, vitality and exuberance, and the annual sportsmanship award will be given each year to the person who exemplifies the characteristics that were identified with Mrs. Gay."

TROTTER, WHO is a big favorite among teenagers, was

School District 3, and Zack Clayton, of the Pennsylvania Boxing Commission

Clayton, who recently refereed the Ali-Foreman bout in Zaire, spoke briefly of his stay in Africa. "Africa is one of the most beautiful countries I've ever seen," he stated.

## Two Men Claim Police Brutally Beat Them, Took \$100 From One

By ED STENSON

An investigation is underway by Police of an incident Wednesday night in which two West Oak Lane men claimed they were brutally beaten by police.

Captain John Donnelly of the 14th district when contacted by the Tribune said the incident is being looked into.

HE SAID that Anthony McBride, 22, of the 1500 block of West 68th Ave along with Elliott Watson, 26, of the 6700 block North 19th St had visited him and filed their complaints.

The two men gave the Tribune the following account of the incident. McBride said "Around 9:30 or 10 P.M., me and my brother were riding in his car near Chelten and Haines St.

"The two of us became involved in an argument. I got out of the car and started walking west on Haines St. I left Watson and my brother at the corner," explained McBride.

"THE NEXT thing I knew there was this police wagon and two patrol cars. A young white officer jumped out of the car and hit me in the head with his nightstick.

"I started bleeding like a pig. I could see the officers, putting my brother and Wat-

son into the police wagon. When I told them I was bleeding they finally took me to Germantown Hospital where I was left.

"I was not charged with anything," Watson said. "The police handcuffed me in an awkward position and threw me into the wagon.

"At every stop light they came in during the ride to the police station, the officer must have slammed on brakes. This caused me, already off balance, to hit and roll from one side of the wagon to the other.

"WHEN I was down, at the station house I was taken out of the wagon first. Once inside this officer, whose last badge numbers were 37, started hitting my head against the floor telling me he was tired of my . . . . " said Watson.

"I had over \$100 in Christmas money on me at the time in a jacket. When I was released I was given less than a dollar in change. I did not see my jacket again."

Captain Donnelly told the Tribune, when asked about the coat, said Watson had informed him at the time of arrest the jacket was lying on the ground. Police are looking into the entire matter.

lged in a testimonial dinner at Point Breeze Apartments by the apartment residents ed, and Charles Hargrove, by Amana.

## Service Center ider Program

The open house, while introducing residents and the public to "prominent people from the Bureau of Correction, State Correctional institutions and Political leaders from the Philadelphia Community," will also serve as a means of introducing center residents to other areas of pursuit.

There are presently three operating centers, located at 55th & Chester Sts., 1628 N 15th St., and 715 N. Broad St. in the Salvation building. There are plans under way for the opening of a fourth center, which will house ex-female offenders.

# Bacardi dark rum for what?

Enjoy it with cola  
or your favorite

A businessman calls  
on you . . .

When your carrierboy comes to collect, please make sure you're ready. With the right change, if possible. He'll appreciate it with a broad smile and a "Thank you". You see, because he is in business for himself, your newspaperboy depends on the full collection of his route for his full profit. Repeat calls mean extra work with no extra profit. So—give the boy a break. And thanks!



# Give

The neighbor  
always returns the

PHILADELPHIA TRIBUNE 28 DEC. 1974

# We 73 Wi vie

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THE NEW YORK TIMES 24 DEC. 1975

one statement is about what  
the fire started that have not  
been confirmed by Fire Depart-  
ment investigators.

One statement is that the fire  
started in wiring running from  
a cinderblock extension that  
had been erected above the per-  
forming area, allegedly without  
a necessary permit.

Assuming it could be ap-  
proved."

Closing the club because of  
the violation would not have  
been a proper remedy, he said,  
"because the work itself was  
apparently satisfactory so far  
as its stability and basic  
strength were concerned."

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State Senators  
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pushing for action  
Coons, who has be-  
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Simmons of New  
who is serving a  
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robbery. Both women  
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"We are convince  
two individuals de-  
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The Coons case  
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Coons said, he thr  
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In April 1969, a  
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Her subsequent ap

Roger G. Miner, L  
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According to her  
Mr. Coons is an an  
er. Last year she w  
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nated a kidney to  
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"You can see i  
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son," said Ellen  
legislative assistant  
Burstein. "It was  
passion, really, a  
ceived a harsh sent  
of the crime."

## Off-Duty Officer Kills 2 in 'Cab'; Reports They Tried to Rob Him

By DENA KLEITMAN

An off-duty police officer sa-  
tally shot two men on Staten  
Island late Monday who, he  
said, had posed as drivers of  
a "gypsy" cab and had tried  
to rob him.

The police said that Officer  
Joseph Prefer, 34 years old,  
had accepted a taxi ride home  
at the Staten Island ferry ter-  
minal, where non-medallion  
cabs are common. Officer Pre-  
fer had just returned from a  
day's work and Christmas  
shopping in Manhattan.

According to the police, Offi-  
cer Prefer said the men, who  
were identified as Robert Love,  
33 years old, of Staten Island  
and Lawrence Wilkens, 24, of  
Richmond, had offered him a  
ride in a gray two-door Cadil-  
lac. When the car approached  
Richmond and Rockland  
Avenues in the New Springville  
section, they attempted to rob  
him, the police reported.

Officer Prefer was at first  
asked to pay \$5 for the ride,  
according to the police, but  
when he handed over a \$20  
bill, the man seated next to  
the driver refused to return  
the change.

"Then the occupants started  
to hit him," said Lieut. Joseph  
Scotto of the 322d Precinct.  
Lieutenant Scotto said that  
Officer Prefer had then pulled  
out his police shield and had  
identified himself as a police-  
man, but that one of the men  
had replied: "We don't care  
who you are—we're going to

do you in."

Officer Prefer then fired four  
shots, according to the police,  
hitting each of the men in  
the head.

Deputy Chief Robert J. Fraw-  
ley, in charge of the police  
on Staten Island, said that so  
far his investigation had shown  
no negligence or failure to con-  
form with department regulations  
on the part of the police  
men.

No charges have been filed  
against Officer Prefer. The  
Staten Island District At-  
torney's office said it was  
conducting a routine investiga-  
tion.

Officer Prefer, who has been  
on restricted duty because of  
a heart condition, was excused  
from duty yesterday by police  
surgeons because of poor coor-  
dination following the taking  
of prescribed medication. He  
has taken sick leave.

"It doesn't surprise me," said  
Joan Baugher, a Staten Island  
resident who rode the ferry  
yesterday. "This terminal isn't  
safe at night."

"But this is a new twist,"  
said Frank Laus, another res-  
ident. "It's usually the cabbies  
that get held up."

## 300 Stage Rally To Show Support For Blumenthal

### LOTTERY NUMBERS

Dec. 23, 1975

N.J. Daily—91352

N.J. Pick-It Lottery—111

Justice Helman's decision  
grants the preliminary injunction  
sought by the federation  
against Commissioner Codd  
and, if left to stand, would  
effect only those who stay

About 300 politicians, offi-  
cials and constituents turned  
out last night to show support  
for Albert H. Blumenthal the  
liberal Democrat who several  
weeks ago was indicted for per-  
jury in connection with the in-  
vestigation of nursing homes.

Hugging faces, clutching

# The Death of a Shoplifter

## Protests Raised After Man Is Shot in Escape Attempt

By David A. Maraniss  
Washington Post Staff Writer

At noon on the day before Christmas, William (Sunny) Ray, 32, was arrested for shoplifting a pair of \$7 hanis from a supermarket on Marlboro Pike in Coral Hills. About 60 hours later, in a recovery room at Prince George's General Hospital, Ray died, the fragments of a police bullet lodged in his brain.

Between those two events, according to police officials, this is what occurred:

Ray was searched at the scene of the arrest.

He was transported to the Prince George's district police station in Seat Pleasant.

He was processed on a misdemeanor charge.

He was searched again.

He was taken down a hallway to a cell where he would be held in lieu of posting \$200 bond.

In the hallway, he broke free from an officer, Peter F. Morgan.

He ran out a side door of the station and down a driveway to Addison Road. Officer Morgan ran after him to a narrow dirt path between a house and the Seat Pleasant Baptist Church.

Officer Morgan yelled for Ray to halt. Ray did not halt. Officer Morgan pulled a gun and fired one shot that struck Ray in the head. He fell against a fence, unconscious.

What happened in that brief period of time has prompted questions from several quarters—from Officer Morgan's superiors in the Prince George's County Police Department, from Ray's family and from the Prince George's chapter of the National Association for the Advancement of Colored People.

The questions are these: Why did Officer Morgan use deadly force when attempting to catch a man who was

being processed on a misdemeanor charge? And was Officer Morgan following police regulations when he fired the shot that led to Ray's death?

For Ray's family, there is only one answer to the questions. As his 38-year-old brother, David, said yesterday afternoon: "There is no excuse for shooting my brother, for shooting a man who had been searched twice and had no weapons on him, for shooting a man who was picked up on a shoplifting charge. You can arrest him, you can put him in jail, but you don't shoot him down like a mangy dog."

For the Prince George's Police Department, however, the answers are still to be determined. Morgan has been put on administrative leave—suspended with pay—while the internal affairs division conducts an investigation of the incident.

Although the police investigators will not comment on the case, General Order 77-67 of the police regulations for Prince George's County offers clear guidelines on the use of deadly force by police officers. It reads:

"The discharge of firearms shall be restricted to the apprehension of persons who in the course of a crime used or threatened the use of deadly force or grievous bodily injury, or, if the officer reasonably believes there is a substantial risk that the person whose arrest is sought will cause death or grievous bodily harm if his apprehension is delayed."

David Ray argued that his brother had no weapons and therefore did not threaten "deadly force or grievous bodily harm" to Officer Morgan or anyone else.

Several sources in the police department noted, however, that the security guard who arrested Ray at the G-

ant Food Store on Marlboro Pike said in a sworn statement that Sunny Ray had told him he took the two hams because he wanted to sell them to get money to buy heroin. The statement said Ray told the security guard that he was a heroin addict.

"When you have a heroin addict on the loose like that," said one police source familiar with the case, "there is a danger that he would attack someone on the street to get the money to get a fix. There is the likelihood that he was desperate to escape because he knew he would be locked up without the drug. In a situation like that, there is a clear danger."

The police also state that during the second search of Ray, they found two syringes in his pocket.

Ray's family, which gathered yesterday at the southeast Washington home of his sister, Elizabeth Woods, offered another explanation for the syringes.

"Sonny had diabetes," said his mother, Ella Ray. "We made sure that he always carried the syringes and the insulin with him. He was never in one place very long; he was always on the loose, so we had to make sure that he wouldn't have any trouble with his diabetes."

David Ray said the family "wants to press charges against someone, but we don't know how to go about it. There's really no need to prosecute the man who did the shooting. It's the whole system out there in Prince George's. They have a history of brutality against black people."

Ella Ray said that her dead son had had frequent run-ins with police in Prince George's and Washington ever since he dropped out of high school. "But he never did the kinds of things that hurt people," she said. "He was never known to beat up on cops. He was afraid of them."

# Flammable Liquid in Rug Blamed for Film Club Fire

By Alfred E. Lewis an

Washington Post Staff Writer

A fire that killed nine people in a

of men who were watching movies.

# Diplomat Bank Directors Delay Meeting on Rift

By Ronald Kessler  
Washington Post Staff Writer

A special meeting of Diplomat Na-

ived  
ate 1  
1978 It years on the  
Committee to  
the Americans  
in housing, then  
ed: "And I thought we'd  
led. Once it's up, it looks  
good."

He then went to the down-  
town Orlando restaurant  
where he told the crowd that  
the Carter administra-  
tion has not accomplished all  
set out to do. "I think the  
resident has been true to his  
promises and true to the faith  
we've demonstrated in  
him."

# Police brutality alleged in man's bizarre death

**JACKSONVILLE (UPI) —** Was the death of 27-year-old Lewis Calvert in a Jacksonville jail cell Christmas Eve just an unfortunate incident? Or was there criminal negligence?

Those are the questions a Duval County grand jury will have to grapple with today when it looks into the bizarre circumstances surrounding Calvert's death from multiple internal injuries.

So far, three separate investigations — by the state attorney's office, by the internal affairs section of the sheriff's department and by the fire department — have exonerated all official agencies of any blame.

Still Calvert's case, attorneys for his family believe, deserves a more thorough explanation than has been forthcoming thus far.

On the night of Dec. 23, Calvert flipped his sports car end-over-end at an Interstate 95 exit. Rescue workers at the scene said he told them he was not in pain. He walked around and showed no signs of being injured, they said.

Three hours later at the Duval County jail, where he was taken to await a breathalyzer test, Calvert died.

An autopsy disclosed he had a ruptured liver, five broken ribs and a fractured skull. Both police and fire department rescuers have

confirmed that Calvert received no treatment for these injuries.

The case probably could have been closed quickly except for subsequent statements to newspaper reporters by two persons: James Rohrbacher, one of the first persons at the accident scene, and William Kellum, 19, a jail trustee.

In a letter to Mayor Hans Tanzler and Sheriff Dale Carson Dec. 23, Rohrbacher said police shook and cursed Calvert as he lay at the side of the road.

Police Information Officer Mike Gould acknowledged that police had to shake Calvert, but only, he added, after Calvert told them a woman was driving the car and then refused to say anything more.

"There was no malice, ness or brutality involved," Gould said. "We were trying to arouse him to the point where he could tell us if someone else was in the car." As it turned out, there was no one else in the car.

Kellum said he was sent to spray-deodorize Calvert's cell several times and heard him say, "I hurt. I need help." The trustee said he told several jail guards about the man's complaints but got no response.

Kellum said Wednesday he would be willing to take a lie detector test to demonstrate the veracity of his version.

# 11 Lynch

<p>Sun rises 5:48 a.m., sets 8:37 p.m. Moon rises 4:18 p.m., sets 2:27 a.m.</p> <p>Tides: high 4:27 a.m. and 5:03 p.m., low 11:54 a.m. and 11:36 p.m. High and low tides at the following locations may be obtained by subtracting the hours indicated from the hours above: Anacostia (3½), Bloody Point Lighthouse (4½), Deal, Md. (4½), Colonial Beach (5½), Norfolk (1), Virginia Beach (½), Solomons Island (6½), Potts Lookout (7).</p>	<p><b>Washington</b> (Friday, E.D.T.)</p> <p>Venus—rises 4:50 a.m., sets 7:57 p.m. Mars—rises 3:20 a.m., sets 5:51 p.m. Jupiter—rises 8:08 a.m., sets 10:13 p.m. Saturn—rises 10:27 a.m., sets 11:24 p.m.</p> <p>Planets rise in the east and set in the west, reaching their highest point on the north-south meridian midway between their times of rising and setting.</p> <p>Dial-a-Phenomenon, 737-8835</p>	<p>90s prevailed from the south Atlantic Coast into the southern half of the Plains. A few spots in the central Plains broke the 100 degree mark. Rain helped cool off the weather in parts of the East. Many 50s were reported across Pennsylvania while 60s extended from the northern Atlantic Coast area into the lower Great Lakes, northern lower Michigan, and the Lake Superior region.</p>
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# D.C. Man Awarded \$39,000 in Police Brutality Suit

By LaBarbara Bowman

Washington Post Staff Writer

A D.C. Superior Court jury has awarded \$39,229 to a 34-year-old Southeast man who said two city policemen beat him without provocation in his parents' back yard four years ago.

Raymond Kelly Jr., 1827 Good Hope Rd., won his assault case against the city government Monday after the jury deliberated almost two days. Kelly's sister, Cynthia Crowder, 29, of Oxon Hill, who joined her brother in suing the city, was awarded \$2,000.

According to court papers filed by Kelly and Crowder, about 4:45 a.m. Dec. 26, 1975, the brother and sister had just finished loading Christmas presents into his car. As they started up the stairs to their parents' home they were confronted by two police officers who "struck Cynthia and knocked her down the stairs."

The officer then "hit Raymond with their nightsticks about the head and shoulders, knocked him down, and repeatedly struck him with their nightsticks, fists and feet," according to the pretrial statement filed by Nick A. Addams, the attorney for Kelly and Crowder.

Soon other officers arrived, handcuffed Kelly and "threw him over the cyclone fence into the alley whereupon numerous police officers started to hit" him with their nightsticks and fists, according to the court papers.

Kelly lost consciousness and sustained "crippling and permanent injuries to his back and neck," according to the court documents.

Assistant Corporation Counsel Thomas Medford, who represented the city government and its police officers refused comment on the trial.

The government's pretrial statement said two police officers, Herman Johnson and Larry Hamlet came to the home of Raymond Kelly Sr., 5353 Central Ave. SE, in response to a call from Kelly's wife about "disorderly subjects" and were attacked.

After Johnson and then Hamlet arrived in the back yard Crowder started to yell and "to behave in a boisterous manner.... Then Raymond Kelly Jr., who had been arguing with Officer Johnson, apparently enraged by the appearance of a second police officer and under the influence of liquor, suddenly attacked Officer Hamlet, breaking the officer's glasses and tearing his clothes," according to the city statement.

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THE WASHINGTON POST

JULY 1979

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Tube is used when victims of starvation are unable to feed themselves. (AP photo)

# Brutal death ends a man's dream

Associated Press

MIAMI — Arthur McDuffie finally was putting his life back together. He and his childhood sweetheart were planning to remarry after a difficult divorce. His favorite song was a tune called "Family Reunion."

—But his dreams of going home again to his wife and two daughters would never materialize.

McDuffie was the victim of what authorities termed a horrifying case of brutality and cover-up by four Dade County policemen. The policemen, it was charged last week, beat McDuffie with flashlights, clubs and nightsticks and then tried to make it appear he suffered his fatal injuries in a traffic accident. The four have been charged with manslaughter.

As shocking as the allegations have been, Marshall Frank, commander of the Dade County police homicide squad, said that when all the facts are disclosed "it will make your hair stand on end."

McDuffie's story is that of a 33-year-old former Marine trying to recover from a 10-year marriage gone sour, a lack of money and a couple of minor run-ins with the police.

Last December, his driver's license was suspended after he wrote a bad check for a \$35 fine in a traffic accident. A warrant was issued for his arrest after he skipped a court appearance for driving with outdated license plates.

But in the past six months, things got better, McDuffie sold so much insurance for Coastal States Life Insurance Co. that he was awarded an expense-paid trip to Hawaii next July.

He planned to take that trip with his ex-wife, Frederica. They were going to get married again Feb. 7, and McDuffie often spoke of it, friends said.

"I met him when I was 11 and married him when I was 19," Mrs. McDuffie would say later. "We grew up together. He raised me.... He was my best love."

On Dec. 17, McDuffie planned to meet his former wife at noon and they were going to buy a Christmas tree and decorate it as a surprise for the children.

Mrs. McDuffie was on duty that day as a nurse's aide at Jackson Memorial Hospi-

tal when an unidentified man with a fractured skull was brought into the intensive care unit in another wing.

It was not until she received a call from McDuffie's boss that she knew McDuffie was in the hospital. He would ship into a coma and die four days later.

The first explanation offered by police was that McDuffie had been hurt in a motorcycle accident. Their initial reports said he ran at least 25 stop signs and red lights with his motorcycle lights turned off and was traveling at up to 100 mph. Police said they gave chase, the bike hit a curb and McDuffie struck his head on the pavement.

The first reports said that despite his injuries McDuffie "jumped up on his feet and struck an unidentified officer." The reports said that as other policemen arrived "they attempted to help subdue the subject as he fought violently."

Later official versions of the incident did not dispute the allegation of speeding but said McDuffie was stopped at an intersection after a brief high-speed chase by the four policemen. However, the charges lodged Friday said the fatal injuries were caused by the policemen and not by a motorcycle accident.

The policemen, a sergeant and three patrolmen, allegedly beat him with fists, nightsticks or flashlights. McDuffie's face "looked like it was sprayed with a can of red paint," said a city policeman who arrived at the scene.

Last Friday, Sgt. Ira Diggs and patrolmen Michael Waits, William Hanlon and Alex Marrero were charged with manslaughter and tampering with or fabricating physical evidence. A fifth policeman, Sgt. Herbert Evans Jr., was charged with being an accessory and fabricating evidence. The five, all suspended without pay, have made no public comment since they were charged.

Four other county policeman have been suspended with pay in connection with the incident.

All the policemen are white. McDuffie was black, and local black leaders have charged that his death was racially motivated. Police officials have said, however, that race was not involved.

United States last economic and military \$1.785 billion to \$3

The White House 1980 figure stands in its efforts to balance Israel's peace budget deficit.

Carter chose to credit the \$3 billion to withdraw Israel's peace

The US-guided Israel to get \$2.2 grants to withdraw from Egypt in the

Israel and Egypt stage of the Camp David's peace for the West Bank and th

# Israel Arab

Associated Press

TEL AVIV — take over the East control over the occupied West Bank.

An announcement was made effective and services to the by financial problems of Jewish custom

But Palestinian croachment of the Palestine Electric and only they can Qawasmeh told Is

In fact, the talk only a few small d has had to buy two service its 60,000 c it so serious that bah, said he wou Court of Justice a

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Many of the co complain that they get without warning a ups are stymied by

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A US consular development would be elined to say whether the Israeli-Egyptian government would be which would preju



"Janet and Her Mother" by J. M. W. Turner

## Man's Survivors Win \$121,000 in D.C. Police Beating

By Joseph D. Whitaker  
Washington Post Staff Writer

A D.C. Superior Court jury yesterday awarded \$121,000 to the widow and surviving daughter of Lawrence C. Jackson, who died last January from injuries to his kidneys that he suffered three years ago when he was arrested and severely beaten by D.C. police officers.

In a two-year-old sworn statement introduced at the trial this week, Jackson had said that four police officers arrested and handcuffed him, then "kicked, beat and choked" him on Sept. 20, 1977, in an effort to force Jackson to help police locate Kenneth Bryant, a friend of Jackson's who was wanted for armed robbery.

Jackson had undergone a kidney transplant operation before the beating, but had to have a second transplant operation after his body rejected the transplanted kidney injured in the beating. At the time of his death Jan. 2, Jackson was facing still another kidney transplant operation.

Jackson was 23 at the time of the beating incident and was charged with obstruction of justice, a charge that later was dropped by prosecutors.

"My husband didn't want to go into the hospital last November for another kidney transplant," said his widow, Doris Jackson. "The doctor had told him he needed to have his kidney replaced, but [my husband] said that he wanted to be around for my birthday and my daughter Lavetta's birthday in December, for Thanksgiving, for Christmas and New Year's before he went to the hospital. He had missed all of the holidays the year before because he was in the hospital with his kidney problem."

Jackson said her husband was in constant pain during the weeks before his death. "He was in and out of the hospital every two or three weeks," she said. "His body was beginning to swell, especially his ankles, but he wanted to be at home with us."

The largest judgment in recent cases charging police brutality here was made last March 4 when another jury awarded \$269,000 to the widow of a southeast man who was fatally shot by police who had tried to charge him with riding an unregistered bicycle.

Assistant Corporation Counsel Patrick Kavanaugh, who argued the case for the city, said his office had not yet decided whether to appeal the verdict. Under District of Columbia law, the city, not the four policemen, would have to pay the damages.

The four policemen involved in the incident were Officers Michael Will, David Israel, Alphonso Terrell and Robert Merillo. Kavanaugh said no formal complaint was ever filed against the officers before the initiation of the suit, and that consequently there was no official police department investigation of the incident.

On the day he was beaten, Jackson said he had visited Janet P. Lewis in Southeast Washington to ask if she had seen the fugitive Bryant, a mutual friend. Jackson said in his sworn statement that Lewis said she had not seen Bryant. But during his visit, Lewis asked Jackson to run an errand for her and take her two children with him.

Jackson said he was arrested when he returned to the house in the 3600 block of Horner Place SE, where police began questioning him about the location of Bryant and then beating him after they handcuffed him.

"The . . . officers were still beating and kicking me when I heard Ms. Lewis hollering and crying that I had one kidney," Jackson said in his statement. "One of the detectives told Ms. Lewis that if she didn't get back, he would do something to her. That is when they picked me up and pulled me halfway down the stairs . . ."

Will, Israel and Terrell testified at the trial that they went to Lewis' home following reports that Bryant was living at her address. When they

The price ascended at the rate of as two determined bidders spent seconds fighting for the picture. Tidon bidding by telephone. The win stocky man present in the auction stated his name, but was rumored as Argentine collector who lives in

The old record, \$5,544,000, was Velazquez portrait. Because auction purchasers a 10 percent commis-

talked with Lewis, she told them that Bryant had left the apartment earlier with her two children and would return shortly, they testified.

When they later saw a man coming towards Lewis' house with two children they approached him and asked him to identify himself. The man told police he was Jackson, not Kenneth Bryant, and that the children had stayed with him all night.

In talking with Lewis a second time, the officers testified, they were told that Bryant had been in hiding just outside the house when they first interviewed Jackson, and that Jackson knew

Based on Lewis' second statement, police said they charged Jackson with obstruction of justice. Police said they were forced to subdue Jackson after he began swinging his fists at officers who were attempting to handcuff him.

Expert witnesses testifying for the city said that they believed Jackson's kidney problems were growing progressively worse and that he would have eventually died as a result of kidney failure.

## Assembly Leader Predicts Delay in Hostage Decision

From News Service

TEHRAN May 28—The acting speaker of Iran's new parliament said today that a decision to release the 53 American hostages or try them as spies probably will be taken in late July, a month later than previously estimated. He ruled out any action on the hostage crisis before then.

Yadollah Sahabi, interviewed by the state radio, said consideration of the hostage crisis will have to await the

new IRAN, A12, (1 of 1)

## 'Toxic-Shock Syndrome' Disease Is Striking

By Susan Okie  
Washington Post Staff Writer

A new disease that most frequently strikes young women and can produce death within a few days has led to the attention of the United States.

The Federal Center for Disease Control said this week that 55 cases of the illness—called toxic shock syndrome—have been identified in the United

"It's scary," said Dr. Kathryn Shands, the center epidemiologist in charge of tracking down new cases. "Most people don't seek care until

they develop a fever or dizziness.

set of symptoms such as

been women who started a menstrual period no more than five days before becoming ill. They develop a fever

time, they develop a patchy, red rash that can cause peeling of the skin.

The cases identified so far come from 13 states, Shands said. Thirty-one occurred in Wisconsin—not because there is an epidemic there, but the state health department became aware of several isolated cases last December, and sent a letter to all Wisconsin physicians in February.



Senator-elect Paula Hawkins

campaign report to the state Division of Elections, Mrs. Hawkins showed that she raised more than \$37,000 after the defeated Democrat Bill Gaster in the Nov. 4 general election.

At least one-third of that, by far the largest share, came in big gifts from the agriculture industry she will oversee as a member of the Senate Agriculture

The report shows Mrs. Hawkins raised \$424,294 from Oct. 16 to Nov. 24 for gifts totaling \$745,732. She reported spending \$388,553 for totaling spending of \$336,543. However, that doesn't include \$400,000 spent on her behalf by the Republicans National Committee. That would bring her total spending to more than \$1.1 million, but Mrs. Hawkins has said she also has as much as \$200,000 in debts. Aide Don Weidner said Mrs. Hawkins'

paid the debt and that two private funds less than \$200. But she also raised \$113,713 from more than 50 political action committees, mostly from outside

The biggest givers included the Gas Owners of America, Sacramento, Calif., \$3,000; Harris Corp., Melbourne, \$3,000; the American Medical Association, Chicago, \$3,000; the Association of Trial Lawyers of America, Washington, \$3,000; Citizens for the Republic, a Santa Monica, Calif.-based group set up by President-elect Ronald Reagan, \$3,500 in services; and the Realtors PAC, Chicago, \$3,000.

To pay off her debt, Mrs. Hawkins is relying partly on gifts from people who will have business before the Senate during her six-year term.

## Verkerka testifies his conscience hurt

SAN ANTONIO, Texas (AP) — Former policeman Charles Verkerka Jr. has testified that he was troubled by his conscience last Christmas and decided to blow a cover-up concocted by other policemen in the beating death of a black businessman in Miami.

"I spent all Christmas day with my family, my son especially," Verkerka said Friday in his federal civil rights trial. "I knew that the victim had two daughters and they would be spending their Christmas that day, and for the rest of their lives, without him."

Verkerka told the jury he volunteered to tell the truth in a sworn statement on Dec. 28, 1979, five days after Arthur McDuffie, 33, died of his injuries.

In 3½ hours of testimony in his own defense after the government rested its case, Verkerka also said he watched his fellow Dade County officers beat McDuffie, then falsified reports to cover up the brutality that led to the man's death.

Verkerka, 30, is charged with violating McDuffie's civil rights as an accessory and conspirator in the beating and subsequent coverup. He could receive up to 26 years in prison and \$21,500 in fines if

### Comments

Four other white officers in May were acquitted on state charges in connection with McDuffie's death, touching off racial rioting in Miami that took 11 lives.

Verkerka's trial was moved here after being shifted from Miami to Atlanta to New Orleans because of fears it would ignite racial tensions.

Defense lawyers indicated Verkerka may be the only witness called to counter the 18 witnesses and 53 exhibits introduced by the government.

U.S. District Judge William Hovener of Miami recessed the trial until Monday. The defense indicated the case may even go to the jury that day.

Verkerka said he was acting under orders of superiors when he filed sixphony reports in an effort to make it appear McDuffie's injuries resulted from a motorcycle crash at the end of the chase.

"You don't voice an objection when a superior tells you to do something," he said when asked by government lawyers to explain the action.

In the sworn statement that the prosecution read to the jury, Verkerka admitted hitting McDuffie with his fist, but said he did so only after the motorcyclist

### Swing at Verkerka

"I pulled the subject off the motorcycle. He turned toward me with his, I believe it was his ring hand. He came at me. Yes, he swung at me," Verkerka said. "I swung back with my right hand and hit him in the left side of the head. I hit him as hard as I could. It hit solid on his head."

After the initial contact, the former policeman said, he was knocked back by other officers rushing the defendant and never hit McDuffie again. He said he tried to go to McDuffie's defense after he observed excessive force being used by the other officers, but said his hand was knocked away from McDuffie's jacket by a night stick or flashlight.

"Everybody just started jumping on top of the guy. I got pushed away," the statement said. "I saw Kellitites (flashlights) and night sticks coming down on the victim. At that point everything was happening and everybody was swinging."

Verkerka said he then watched the other officers beat McDuffie's motorcycle, kick it over and ran a patrol car over it to support a phony story that McDuffie flew off his motorcycle and landed on his head after a high-speed chase.

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JUDITH SANS

lose the system at 3:00 a.m. Tuesday morning and that it made public by 4:00 a.m. temperature in Cleveland dropped to 5 degrees and about custodians Holliday forced to put additional

As 78,000 students were turned away from the schools on January 11, talks between school officials and labor union officials were at an impasse. Holliday reported a willingness to negotiate with

[Continued on Page 4A]

"The custodians have told us that they are in charge of the schools and that we are not and we believe that the educators and the Board of Education should be in charge of the

(Continued on Page 4A)

# Taylor to leave Wilberforce U. or post with oil giant Sohio

The Standard Oil Company (IO), Tuesday announced appointment of Dr. Charles Taylor as director, contributions and community affairs, effective March 1, 1984. Dr. Taylor is currently president of Wilberforce University in Ohio, office he has held since '66, when he became the youngest chief executive in the

school's 127-year history.

"Dr. Taylor comes to Sohio at a time when the company's role in communities across the country and its interests at the national level are expanding

He brings a national reputation and wide experience in the areas of education, research and community affairs which will serve him well in his new

(Continued on Page 4A)

# Hispanics charge police brutality

About 200 Clevelanders attended a meeting with police officials January 10, concerning police brutality against Hispanics on the near West Side.

The meeting was called as a result of a recent incident in which a Hispanic resident became involved in an altercation with an off-duty patrolman wearing pajamas.

The Hispanic resident Jose Ramos Sr., told the audience that patrolman Walter Skoropys, his neighbor threatened him with a pistol and clubbed him over the head with a flashlight outside of his daughter's home early Christmas morning.

Skoropys reported that he had heard a car horn honking outside, went to investigate

and was attacked by the Ramos family.

Captain Edmund A. Rossman of the Second District said Skoropys is currently being investigated by the department's complaint unit.

Hispanic leaders and officials called the incident an example of a recent rise in police brutality against Cleveland Hispanics. Six residents recounted recent experiences with Second District police.

Police officials in attendance included Reginald Turner, and Rossman. Hispanic leaders included Luis Vega, Pedro Henao and Vincente Gonzalez.

Hispanic leaders called for the establishment of a civilian review panel and received cheers from the residents present.



DR. CHARLES E. TAYLOR  
joins sohio march 1

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(Continued on Page 4A)



JANET BULLARD

## Bullard is among four named to senior posts at Society

Society National Bank announced the election of one district president and three senior vice presidents Monday.

R.B. "Yank" Heisler Jr. was elected District President of Society National Bank. Mr. Heisler will be responsible for all banking activities in the district that includes Summit, Medina, and Portage counties.

Named senior vice presidents were James J. Andrews, John D. Hancock, and Janet Bullard, who is the first woman to be elected to this position at Society. Her duties will include

managing all human resource activities at Society National Bank.

Bullard joined the Society

(Continued on Page 4A)

### Notice

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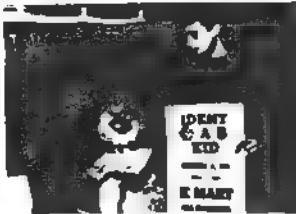
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**TRES JOLIE JEANS & PANTS FOR WOMEN** .....  
 Values to \$37.50.



THE LAWRENCE DAILY JOURNAL-WORLD

5 DECEMBER 6, 1984

December  
 se from.

DRS  
 43-3055

# Retired police officer kills Duluth personnel chief, self

Duluth, Minn. —UPI—A retired police lieutenant shot and killed the city personnel director, who was a good friend and neighbor, then committed suicide by taking an overdose of pills, police said Sunday.

Personnel Director Raymond Rizzi, 32, died after being shot in his west side home shortly after 6 p.m. Saturday. His wife, Kathe, 30, was shot to the right hand but was in satisfactory condition in St. Mary's Hospital. Their 4-year-old son, Steven, was not injured.

Deputy Police Chief Eugene Sisto said Nick Radulovich, 68, a 37-year veteran of the force, apparently killed himself after shooting the Rizzis. Radulovich's body was found in

the basement of his home.

"The entire department is in shock because there is no reason for this," Sisto said.

"God only knows the reason for this," said Mayor John Fedo, who considered Radulovich a friend. The mayor postponed Monday night's scheduled televised state of the city address.

Mrs. Rizzi told police that Radulovich, a frequent visitor, brought a late Christmas present for Steven and was talking with her husband in the kitchen when she heard the first shot.

She said both men then came into the living room, where her husband fell. She said Radulovich fired at her,

hitting her in the hand when she shielded her face.

Later, police said, Radulovich's son, Dwayne, came to the Rizzi house and asked one of the officers at the scene to come to the father's body. The officer then found Radulovich's body.

Preliminary autopsy reports indicated that pills were found in Radulovich's stomach. Fedo said Radulovich had been taking pain pills for an old injury.

Police said there was no known dispute between the two men and there was no quarrel before the shooting. Radulovich retired a few years ago after being injured in a traffic accident.

## Epiphany celebrants mix fun, custom

By Jay Joslyn

The 12th Night of Christmas on Sunday filled St. Paul's Episcopal Church with the celebration of the gospel message inherent in the Feast of Epiphany, and with the fun of traditional revelry.

Ancient and modern anthems by the church's choir and Scriptures read by the Rev. Edward W. Curtis, Christine Kieffer and John Kuehler related the story of the Magi.

The fun-filled program, directed by Richard Kieffer as master of the revels, was accompanied by the Renaissance sounds of Les Jongleurs.

The audience participated in the

### Music

festivities by eating the traditional bean cake, and discovering a hidden bean in order to choose the evenings' royalty.

The lucky couple proved to be Mackie Westbrook, director of operations for the Milwaukee County Board, and his wife, Sandra, who were presented with royal trappings and were saluted by their subjects with a sherbet toast.

Another highlight of the ceremony was the exorcism of any bad spirits left over from the old year by the

loud clapping, stomping and shouting of the audience.

An authentic air was lent to the evening by Les Jongleurs, a Milwaukee group, which performed historic music in costume using replicas of archaic instruments.

Appropriate old English, French and Spanish tunes were produced by the popular sextet with piping soprano, countertenor, a variety of recorders, krummhorns, viols, some percussion and a harizone.

St. Paul's is at 914 E. Knapp St.

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styled into classics, sporty

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lined raincoats for the

fur

of the modern Babylon. The subject under discussion was, perhaps, sheepmeat. Or it might have been a counter-visiting duty on Brazilian shovel handles. Or the essential evil of Mrs Thatcher. These things tend to blur into one, heard through the universal headsets of Brussels, Luxembourg and Strasbourg.

The interpreter had been dutifully drowsing for some minutes when there came a sudden prolonged hiatus. There was a stammer, a gulp, and an apologetic murmur: "The minister has just made a joke in his own language, and it would be polite now to laugh."

It was an uncommon interruption in the normal service. The masterly professionalism of the interpretation service generally rises to the most awesome challenges. Like, for example, a team of three interpreters, processing Greek into German, and then into Danish, to overcome the natural shortage of fluent Greco-Danish speakers.

It is an extraordinary exacting trade. Not only must figures and technical terms be interpreted more or less exactly, but also the idiomatic meanderings of ministers, Euro-parliamentarians, diplomats and officials. Sometimes the audience is small and extremely powerful, as in a restricted session of a Euro-summit. At other times it is large and extremely bored, as in the European parliament.

Give or take the odd Ministerial pleasantry, the interpreters generally rise triumphantly to the challenge. For those condemned to listen regularly, it is good fun and blessed relief to spot the exultation. Like the wonderful anglicised phrase "We cannot treat this subject as if we were dancing the hokey-cokey." The French provenance of which has evaded all inquiry.

Throughout the Community, well over 2,000 polyglots are employed to interpret, and to translate the paper mountain accredited by the Council of Ministers, the Commission, the European parliament, and the other smaller institutions like the Court of Justice and the European Investment Bank.

The linguistic service of the Commission, which covers all the non-parliamentary institutions, employed at the latest count 1,204 translators, and 483 interpreters, backed up by squadrions of freelancers.

The cost of this service,

should choose to endorse quite so many brands of cigarettes.

Buckingham Palace claims that none of the Royals resident there does smoke and that the warrant is awarded simply on the basis of cigarettes kept at the Palace for offering to guests.

Such guests must consider themselves fortunate, indeed, at the range of tastes catered for. No fewer than nine brands of cigarettes — three Dunhill, five Benson and Hedges and Ardath — are by Appointment to the Queen while the Queen Mother — also said to be a non-smoker — gives her blessing to a further three brands, all made by John Player.

ASH, the anti-smoking pressure group, says it has frequently tried to persuade the Royals to drop their endorsement of cigarettes, but to no avail.

David Sage has been told by his consultant "we can't help you get better." That is in effect the burden of the decision to withdraw treatment from Mr Derek Sage, whom doctors at the renal unit at the Churchill Hospital have been keeping alive by twice weekly sessions on a kidney dialysis machine.

The head of the unit, Dr Des Oliver said nurses had to clean up a mess of extremity when he came for treatment; he argued and was aggressive towards staff and patients. All this and, says Dr Oliver, Mr Sage is additionally mentally defective and schizophrenic; his condition is deteriorating and he is unable to look after himself.

Derek Sage is workless, rootless and would have been homeless, too, were it not for the Cyrenians Hostel which has fitted him into its community. In Dr Oliver's

FAMILIES out tobogganning on Primrose Hill on Sunday morning watched with some bewilderment as a police transit van drew up and spill out five officers bearing riot shields. They watched with even more surprise as the policemen proceeded to go tobogganning on their riot shields. At the end of two hours the van sounded its siren — the cue for the men to pick up their shields and return to base.

AN International star is born. Lady Olga Mantland, for a long time now justly prized by the British reading public, was eagerly seized upon by the world's media camped out in Geneva with little to write home about.

Throngs of newsmen surrounded the elegant form as she dipped in and out of the American press room, supposedly bringing confidences from both the Soviet and US camps. Few had the remotest idea of who she was or represented, though she repeatedly spelled out her title and explained her mission "as an observer." She was eventually granted an hour's audience over coffee and cakes with Mr Gromyko's spokesman, Mr Vladimir Lomeiko, who has been totally elusive to the press corps. She emerged to announce: "He told me the Russians are against the militarisation of space." Whatever next?



JONATHAN STEEL

## The CIA

WITH his wavy white hair, firm jaw, and piercing eyes, David MacMichael could still pass for what he once was — ten years an officer in the

TONY BARNARD / Los Angeles Times

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YOSHIHARA,  
Writer

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music and dance at Los Angeles Music Center. At right, Jason Spencer, 4, wanders into a performance on the center's plaza.

# S. Africa City Cracks Down on Christmas

## Caroling Banned as 'Emotional'; Church Services Restricted

By MICHAEL PARKS,  
Times Staff Writer

CAPE TOWN, South Africa—Christmas is subversive, the police here seem to have decided, and they are using their wide-ranging powers under South Africa's state of emergency to curtail the celebration this year.

Describing Christmas carols as "too emotional" to be sung at a time of such widespread unrest, the police banned caroling in the city's black and Colored (mixed-race) ghetto townships. Churches wanting to hold their traditional candlelight services were told that they needed special permits—the kind required for political rallies.

An ecumenical Advent service, planned for the Colored suburb of Athlone, was banned by police. They said it was bound to turn into an anti-government rally protesting South Africa's apartheid system of racial separation and the five-month-old state of emergency. Cape Town's chief magistrate upheld the police.

### Candlelight March Disbanded

A candlelight procession along Cape Town's sea front by about 600 people, mostly whites, combining favorite carols and religious hymns with anti-apartheid songs and chants, was broken up by police using whips after they had declared it an "illegal gathering" and ordered the marchers to disperse.

within five minutes.

And weekly Wednesday night prayer vigils, not only marking the approach to Christmas but also protesting the state of emergency, have been denounced as often leading to violence and "not at all innocent" by Brig. C. A. (Blackie) Swart, Cape Town's police commissioner. Swart ordered his men to break up the vigils, arrest the participants and extinguish their candles.

The candlelight vigils, Swart said, were "deliberately aimed at stirring up people's emotions, which leads them to violent acts."

### Whips, Tear Gas

Police, wielding long whips, firing tear-gas grenades and wrenching candles from the hands of participants, have broken up vigils all around Cape Town during the last month.

"These candles have become revolutionary symbols, you know, and just lighting them seems to stir these people's emotions and make them violent," said a police spokesman, who under departmental policy may not be quoted by name. "Besides, sometimes they are used for arson, these Christmas candles."

Now, in protest against the police crackdown on the vigils, some neighborhoods go completely dark for one or two hours each Wednesday evening. Where the candles glowing in the windows of each home gave a feeling of faith and hope in adversity, the total blackout gives a sense of deepening anger and despair.

Although Cape Town churches  
Please see S. AFRICA, Page 10

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Rossmann agreed.

### Scientific History

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## Nicaraguan Tribunals Accused of Ignoring Rules of Law

# Contra Suspects Face 'Popular Jus'

By WILLIAM R. LONG, Times Staff Writer

in this capital that feasts on bigger game when it comes to political combat. But all that is changing in the wake of President Reagan's unparalleled opportunity to virtually remake those panels by the end of his second term.

Norman Lear, who heads a group called People for the American Way, which is opposing many Reagan appointments. Reagan Administration officials, the organization warns, are imposing a right-wing "ideological litmus test" in selecting judicial nominees.

Earlier this month, Democrats on the Senate Judiciary Committee, after refusing to act on any more nominees without having at least four weeks to scrutinize them, gained extra time to investigate and evaluate nominees deemed "controversial."

#### Continued from Page 1

have called upon Christians here to observe a low-key "Christmas of concern," dropping the usual celebrations because of the unrest, there has been only a limited consumer boycott here and none of the turmoil that has come with the "black Christmas" campaign in the Witwatersrand region around Johannesburg and Pretoria.

#### Pricking the Conscience

At least 14 persons have died this month in the Johannesburg area as a result of the "black Christmas" campaign, according to police reports.

In Cape Town, the protests have largely been vigils, prayer meetings and other religious services. These are all measures intended to prick the conscience of a nation that is more than 80% Christian and church-going and to claim the moral high ground for the anti-apartheid movement.

The harsh actions of the police against these peaceful protesters, regarded as both religious and political, have brought them into sharp conflict with Cape Town's church leaders, who accuse the minority white regime of denying its opponents freedom of religious worship as guaranteed by the country's constitution.

"The fact that people actually have to ask permission to hold a prayer service is an indication of the kind of police state this country is becoming," said Tiaan van der Merwe, a local member of Parliament from the liberal, white opposition Progressive Federal Party.

"There is very little left of basic human rights when magistrates and police officers can take whatever decisions they like without having to offer any sort of justification," he added.

The committee that had tried to organize the Advent carols at Athlone—made up of Anglican, Catholic, Dutch Reformed, Lutheran and Presbyterian clergymen—said the bans have "far-reaching implications in terms of religious freedom and the right of Christians to

practice their religion."

The committee added: "We were told by the magistrate that the service was political and that therefore he could not allow it. He did not accept our explanation that the church in times like these had no option but to reflect prevailing socio-political conditions."

One parish, the Anglican Church of the Good Shepherd, canceled its annual candlelight caroling service in Cape Town's Kirstenbosch Gardens rather than seek a police permit. Father Ronald Taylor, the rector, described the permit as "a totally unacceptable state control on religious expression."

The decision, Cape Town's Argus newspaper said in an editorial entitled "Silent Night," means that "in the prevailing circumstances the church does not feel it has freedom of worship—a freedom enshrined in the constitution—and, sadly, its view appears to be supported by the prohibition on (the Athlone) carols-by-candlelight service."

But the Rev. Allan Boesak, president of the World Alliance of Reformed Churches and a founder of the United Democratic Front coalition of anti-apartheid groups here, said the government has "decided to wage war" on the Christian church.

Complaining that police fired tear-gas grenades at members of his congregation as they were leaving a service in suburban Bellville, Boesak said, "Not even in Communist Russia do people get tear-gassed for going to church."

"Why is it a crime to light a candle?" he asked. "We teach our children that it symbolizes hope and love. This has been a Christian tradition since the beginning of the church."

"The church is persecuted because it stands up for truth and justice and for the weak," he said. "As long as this church exists in this place, we shall preach the word of God as truthfully as we can."

#### Cartoons Criticize Police

Cartoonists at the Argus and the

Cape Times, the city's other newspaper, have reflected the broad community view that the police have gone too far in their efforts to curb the civil unrest.

A Cape Times cartoon last week, for example, showed five Roman soldiers, armed with swords and spears, standing under the Christmas star and telling the three kings who had come in search of the newborn Jesus: "This is an illegal gathering under the riotous assembly provision of the Internal Security Act. I'm giving you three minutes to disperse."

Another showed a little old lady in court facing a stern magistrate and an angry prosecutor who was accusing her of "willfully and maliciously parading along the beach-front bearing a lighted candle and singing, 'Hark the Herald Angels Sing!'"

Little of this criticism bothers Swart, who relishes his reputation as South Africa's "toughest cop." He has cracked down hard on the government's opponents, jailing hundreds under emergency regulations that permit indefinite detention in solitary confinement without charge.

Brought here three months ago to halt the increasingly violent protests against the government, Swart reportedly told local members of Parliament and of the Cape of Good Hope provincial council that, "come Judgment Day, we will see who is in Heaven and who is in the other place, me or these preachers."

"We know some of these ministers are really revolutionaries, not reverends," Swart was quoted as saying by a representative at a recent meeting with him. "These so-called caroling services are really being organized by radicals."

"We know that, and no amount of pious talk about religious freedom is going to make me allow these vigils and caroling to continue. No way. No way at all. If they want to sing, let them sing in church. If they want to light candles, let them put them on the altar. We are not fighting God; we are fighting Marx."

# AFTER CHRISTMAS SA

STARTS THURSDAY AT 8:00 A.M.

many auto parts stores, and few garages are without it. It is so simple that most mechanics make their own.

The device is pushed down between the exterior and the window, hooks onto the door latching device, and a simple pull opens the lock. It's almost easier than finding your keys.

At Christmas time the parking lots are full of cars and the cars are full of gift packages, and that's when the break-ins break out. Anybody who leaves a gift in his view in a car at Christmas time is very likely to get it delivered free, but to whom it will be delivered no one will never know.

[F] JAKE MARLEY'S three ghosts were to survey Christmases in local government, the Ghost of Christmas Past might well come up with the best lecture. In many ways it was so good it had to be topped because it was getting bad. Between Thanksgiving and New Year's everything stopped as people celebrated Christmases.

"It was in the early '70s," recalled Harry Kessler, who was mayor then, and is now clerk of municipal courts. "The Christmas parties were getting out of hand. They'd get one going at the maintenance and repair garage. There would be food and liquor and city employees in quantity, and the idea of a lot of people riding a lot of city cars on a lot of city time, and

work we're heading, it's hard to find time for Christmases."

MUNICIPAL JUDGE Joseph Flores says that while things have changed, they also have remained the same.

"Christmas is Christmas and I'm not going to do anything to spoil a man's holiday if it can be avoided," he said, "but if the judges made a public declaration of a Christmas policy to go easy we'd be criticized for religion in government or something. But I know that the spirit of the holidays always tempers my judge-

"I practiced a lot of criminal law in the past, and anytime I could delay a trial until the Christmas season I'd do it. I knew that the judges always were easier at that time."

There was a period when a lot of the street people would try to go to jail at Christmas because they could be certain of a good holiday meal.

An early Blade reports that prisoners at the workhouse at Whitchurch were permitted to invite their families in for Christmas dinner, and after the dinner there would be cigars for the men and candy for the ladies and children.

Being in jail at Christmas time was better than being on the streets, and it wasn't unusual for hoboes

"Aw, Judge, that's no way to start the new year!" "OK, Tom, five days. You'll probably be back before New Year's anyhow."

Thanks, judge, and a Merry Christmas."

"And a Merry Christmas to you, Tom."

It isn't quite that way anymore. There are no organizations providing Christmas dinners for homeless and the helpless, and it isn't necessary to go to jail to get one, Judge Flores points out.

TO RETIRED Judge Francis Restivo, a veteran of the municipal and common pleas courts, justice is very simple. There's no escaping the Christmas spirit.

"It isn't a matter of setting policies about how to handle cases at Christmas time," he said. "With people singing Christmas carols outside the window, how you send a man to jail unless he really deserves it."

"We'd give people every possible break to avoid having them in jail at Christmas time, especially if they had families. We could delay sentencing, could shorten it so the man would be out before the holidays. It wasn't a declared policy that had to be followed by all judges. It was just the thing we did."

Does this mean that people do not go to jail before Christmas? It does not. On Dec. 24 last year, 34 cases appeared on the criminal docket in the common plea

## The Day Santa Went To Jail

THE YEAR 1952 remains in Toledo history as the Christmas The Vice Squad Arrested Santa Claus.

That was the year that the Toledo Police Division arrested five Santa Clauses, tossed them in jail overnight, and charged them with soliciting funds without a license.

Actually, the complaint that resulted in this disillusioning dissolution of street Santas came from the Salvation Army, but there had been many from mothers who maintained that more than one Santa Claus was too much of a good thing.

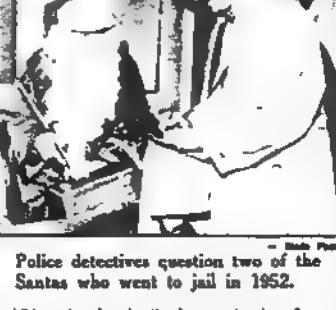
The Santa Claus army that hit the streets after Thanksgiving in the early 1950s was the creation of the well-meaning Volunteers of America. It not only gave the organization a modest amount of money to carry on its good works, but it provided employment for the derelicts it sought to help.

Their Santas stood by kettles ringing bells, or went into the neighborhoods for some door-to-door solicitation at a wage of 50 to 75 cents per hour. This latter operation created special problems.

One mother complained that her children saw Santa throw a rock at a barking dog.

Another said her children were all excited when they saw Santa coming up the walk to the door, and they couldn't quite understand it when they found he was seeking gifts instead of giving them.

A third mother went so far as to send her



Police detectives question two of the Santas who went to jail in 1952.

children to play in the basement when Santa knocked on her door.

The Salvation Army complaint was that their solicitors were all licensed and bonded as required by the city, while the Volunteer Santas were neither.

Safety Director William H. Kirk pointed out this omission to the Volunteers of America's Major J.L. Dignam. The major, however, was adamant about not taking out licensure. It was a matter of principle. The license ordinance applied to beggars, and his Santas were not beggars, he maintained. Further-

more, he said, it violates the constitutional guarantee of religious freedom.

Thereupon, the safety director summoned his vice squad and bade it to seize and cast into prison such Volunteers of America Santa Clauses who were found to be unlicensed. Five were seized and cast.

After a night in jail the quintet appeared before Municipal Judge Frank W. Wiley, promised to refrain from making charitable solicitations, and were released pending a trial.

The task of prosecuting the Santa Clauses fell to Police Prosecutor Fred R. Young and Robert Dorrell, now a judge in the Lucas County Domestic Relations Court. Major Dignam refused to move from his position on licensure, leaving the court hard-pressed to find grounds for leniency, but Judge Wiley is hardly the type of person who would send one Santa Claus to jail, let alone five.

The judge ruled that the city ordinance was unconstitutional, and the Santas were freed to pursue their chosen professions. Major Dignam paid a visit to Mr Kirk to tell him that there were no hard feelings and to give him the names of six Santa Clauses who would be soliciting for the Volunteers, because he thought it is only proper for the city to know who is soliciting.

The Blade's editorial view of the whole thing was: "There's a time for enforcing the law strictly and there's a time for violating it." Apparently the spirit of Christmas was affecting The Blade's editorial thinking also.

Actually, it was the beginning of the end of the Volunteers' street Santas. They were gradually phased out. The real Santa Claus is too hard an act to follow.

## MADONNA

(Continued)

igns of plasticity. This will be a growing trend to catch.

The decorative arts echo painting, as we see in the austere ivory carving (C) of the Madona and Child by an unknown French artist of the early 14th century. With a new spirit which we call the Renaissance manifest in Europe, there is a sharp cleavage between painting of the northern countries and that of Italy which is the undisputed center of new thinking and a amazing concentration of talent.

The Flemish triptych of the Nativity by the Master of the St. Ursula legend (D) is unconvincing in its realism despite minute details of costume, background, etc. The rendering of the madonna figure is in proportion, and the baby, the c

interest, is a masterpiece part of the p

Such triptychs were ordered for p

and the key painting, from which the others were copied, was designated as the "master."

Toledo's "Virgin and Child with Angels," (E) the



'The artist is unconsciously a product of his own time and place, and his expression is shaped by these larger influences.'

(A) Lingering influence of Byzantine art is seen in this triptych by Bonaventura Berlinghiero, active 1240 in Lucca, Italy.

# philip engel

910 Railroad Ave., Opp. L.I.R.R. Station, Woodmere, NY 11795-0087

## Couple Sue in Siege of Home

By ELLEN MITCHELL

**D**EC. 26, 1986, was supposed to be nothing more than the traditional do-nothing day after Christmas for Gladys and Allan Olson — yet another sizing up of the gifts, a few greetings shared with long time neighbors and later a family dinner with a son, a granddaughter and her boyfriend, all home for the holiday.

Instead by the day's end the elderly couple's well-tended home in the North Sea section of Southampton Town had become a burned-out shambles, after F.B.I. agents and the local police stormed the house. The couple's possessions — most of their furniture, Mrs. Olson's irreplaceable collection of colored glassware, Mr. Olson's watercolors, painted over a lifetime — had all been destroyed.

The Olsons blame the local and Federal authorities for destruction of their home. They are suing for a total of \$30 million from the Federal Bureau of Investigation and the Town of Southampton.

The town and the Federal Government say they feel bad about the couple's loss, but these things can happen, they say, when people entertain fugitives from justice in their homes.

The Olsons — he is 74 years old, she is 68 — are now leasing a small house for \$800 a month and are also paying for storage space for the few items they were able to salvage from their home. After an involved process to obtain a permit, they have razed what remained of their house and begun to rebuild.

The Olsons had unknowingly opened their home to — indeed, even purchased Christmas gifts for — a man wanted by the F.B.I. for a string of seven bank robberies in the last year alone.

The fugitive was a man the Olsons knew only as their granddaughter's boyfriend, Ritter von der Heyde, who carried a card identifying himself as Kristiaan Ritter von der Heyde, Defense Liaison Command, Consulate Staff, South Africa, and who claimed to hold "a secret Government job."

He was in reality John Joseph Sousa Jr., known to the Greensboro, N.C. Police Department as a bank robber who had served time in prison.

who loved guns and who was able to alter his physical appearance and change his name with ease.

A Greensboro police investigator, James Ballance, who delved deeply into John Sousa's background in an attempt to understand what drove the man, describes Mr. Sousa as "a weird fellow who masqueraded in a whole series of disguises and identified with James Bond."

After Mr. Sousa's death in the raid on the Olsons' home, the police found an array of wigs, fake mustaches, beards and artificial ears in his apartment near Myrtle Beach, S.C.

He was also a master at forging identification documents, the police said. Mr. Sousa regularly corresponded with the State Department and other Federal agencies in order to obtain their letterheads on responses. He then made the letterheads into official looking identification cards. Over the years he used at least 32 aliases.

It is not surprising, therefore, that "he really pulled the wool over our eyes," Mrs. Olson said. In addition, the Olsons say that their 22-year-old granddaughter, Deborah Hoyns, was as unsuspecting as they were of Mr. Sousa's true identity.

Mr. Ballance, on the other hand, said the Greensboro police have reason to believe that Miss Hoyns knew more of Mr. Sousa's background than she admitted to the Olsons.

Her grandparents believe that Miss Hoyns first met Ritter von der Heyde in Myrtle Beach, S.C., early in 1984. Throughout the year the couple made repeated visits to the Olsons in Southampton, and the Olsons say they never doubted the stories their guest told.

"He has us convinced he was C.I.A. or something," said Richard Olson, the Olsons' son and Deborah's uncle, who lived in the North Sea home with his parents. "We never suspected he was a wanted man; he never appeared to be looking over his shoulder."

Richard Olson is a dispatcher with the East Hampton Village Police Department. Though he could easily have run a check on Ritter von der Heyde on the police teletype, he did not do so.

"It never entered my mind," he said. "Ritter was just so believable."

So it came as a complete shock to the Olsons when the F.B.I. and the recently formed Southampton Town Police SWAT (Special Weapons and Tactics) team besieged their home on the morning of Dec. 26.

Early that day, while Richard Olson was at work and his father on the way to a drugstore, the police made their move. They stopped Alan Olson's car and gave him the startling details. Next, they had his husband and son phone Mrs. Olson to tell her to get out of the house.

Mrs. Olson said she unlocked all the doors before leaving her house and then told the police that Mr. Sousa was in the shower and totally unaware of their presence and urged them to go in and capture the fugitive.

Instead of entering the house, the police telephoned Mr. Sousa and told him to give himself up, that the house was surrounded. He refused, and the day long siege began. At first there were telephone negotiations with Mr. Sousa, but after several hours there was only silence from within the house. With darkness approaching, the police decided to lob concussion grenades through the windows. The grenades set the house on fire.

When they finally entered the smoking, charred rubble, the police found Mr. Sousa dead on the basement floor, a self-inflicted gunshot wound in his head. He had used a .44 Magnum revolver he particularly prized. Mr. Ballance said he had evidence that the gun was purchased by Miss Hoyns, using an assumed name.

Efforts to reach Miss Hoyns for comment were unsuccessful.

The Olsons say the law-enforcement agencies had alternatives. They believe the police could have lured Mr. Sousa out of the house, and they contend that by the time the police decided to storm their home Mr. Sousa was already dead.

The Olsons filed two \$10 million lawsuits, one against Southampton Town and the other against the F.B.I.

"You certainly have to have a lot of sympathy for what happened to them individually, but I don't think the town has \$10 million worth of sympathy," said Fred Thiele Jr., the Southampton Town Attorney. "I know there is some insurance money they received for the damage. As for \$10 million, I don't see the basis for that."

**LEPTUCRI**  
THE NEW YORK TIMES 16 AUG. 1987

beverage distributor, the softball players catcall and shout at teammates and umpire alike. "Strike!" The sound rends the still air, and the batter is out.

The people begin to drift away to

Kathleen Ricchetti lives in Northport

paniment of their heartstrings.

The music begins, and two lovers intertwine as tree roots on the old maple. They nestle as one on a checkered cloth, beside an open wicker picnic hamper, only half-aware of the stage. The night air is filled with dulcet tones and the dancers emerge before the footlights, bringing the an-

The music and the dance touch each one in the audience in a special way. The music lifts the spirits of the disconsolate. The story acted out in dance gladdens the hearts of the lovers, confirming their commitment. It moves and changes us — for the better, as we sit under a velvet sky amid the stars.



Gladys and Allan Olson conferring with contractor as their new home, background, is built.

kind of suit. I'm not sure there's even any negligence on behalf of the town. We were obviously there, but we were following the direction of the F.B.I."

The F.B.I. will not comment on the substance of the case.

The Olsons did collect \$88,000 in insurance. But Mr. Olson pointed out that real-estate values and construction costs have risen markedly since the couple built their home on a half-acre of property in 1965.

Mr. Olson calculates that the house was worth about \$250,000 empty, plus \$156,000 for its contents.

"Our insurance wasn't up to snuff, but who expected a total loss?" said Mr. Olson. "We're at the bottom of the barrel at the bank, and it's very difficult to obtain loans because I have no income now." Mr. Olson retired some years ago from the advertising business.

The couple had paid off the mortgage on their home only a short while before the fire.

"We could have sold it and moved to Florida," Mr. Olson said.

Even now, however, questions persist on the decision to construct anew. While Mr. Thiele, the Southampton Town Attorney, agrees that the house was "not salvageable" and describes it as "a total loss," the special counsel hired by the town to handle cases of alleged negligence is not so certain.

"They elected to replace their home rather than rebuild," said Michael T. Clifford, the special counsel. "And whether they elected to do so may be part of the disputed lawsuit.

Our position is the town's responsibility is not there. We were acting properly pursuant to the direction of the F.B.I. I mean the fellow, I understand, was on the F.B.I.'s most wanted list."

Actually, Mr. Sousa was not on the F.B.I.'s most wanted list, but rather was under consideration for inclusion

## House was burned in attempt to capture fugitive.

on another list, the Federal Marshal's list of the 15 most wanted criminals.

Everyone who knew Mr. Sousa agrees he was fascinated with guns. He carried them in his travels and enjoyed displaying them to acquaintances. When the police stormed the Olson home, they were under the impression that Mr. Sousa had with him the .44 Magnum revolver, a semi-automatic shotgun and perhaps a machinegun, said Southampton Town Police Chief Conrad W. Teller.

North Carolina police records do not indicate that Mr. Sousa ever used weapons to inflict harm on anyone but himself. In 1967, as a teen-ager, he pulled a gun on someone, and he tried to slash his own wrists in 1960. The police say that in the bank robberies he carried a real gun but displayed a toy gun.

As far as is known, he never fired any of his guns at anyone until he killed himself last Dec. 26.

"To this day I don't believe he'd have hurt any of us," Richard Olson said. He said he begged the police not to "open fire" on his parents' home and even offered to enter the house, either armed or unarmed, to determine if Mr. Sousa was dead or alive.

"Look, he was known to be armed," Chief Teller said. "He was in the house. The F.B.I. spoke to him on the phone. They tried to negotiate him out. He wouldn't come out. And then we assaulted the house."

"I've heard the claims we should have known he was already dead," Chief Teller added. "But nobody seems to really know" when he killed himself. "Should we have known he was dead? We're not clairvoyant."

"The word was he was suicidal. The other was that he was not going back to prison. So whether he was going to fight it out or have the cops shoot him or shoot himself, I don't know."

Asked if the episode showed a need for change in police procedures, Chief Teller responded, "I don't think any changes have to be made other than to have some better equipment and the wisdom of Solomon."

"If we had it to do all over again," he said, "we would probably do the same thing."

Chief Teller also affirmed that the F.B.I. was in charge of the entire operation.

"Yes, we were the lead agency," agreed Joseph A. Valiquette, a spokesman for the F.B.I.

When asked if the actions taken during the siege were standard operating procedure, Mr. Valiquette said "Luckily, these are not things that come up all the time. Do we normally burn down houses? The answer is no." Beyond that he would not comment on the pending lawsuit.

"Actually, we hated to see it end the way it did," Mr. Ballance said. "The F.B.I. man on the case here is Greensboro and I thought he was a very interesting person. We wanted the opportunity to sit down and talk with him."

The Olsons' lawyer, Sidney Siben, said that because of the Olsons' ages and the financial bind the destruction of their home has placed them in, he hopes for early trials in the case.

"Meanwhile, we feel like we're in prison," Mr. Olson said. "The whole episode has stolen years out of our lives."

# Death of Black In Jail Beating Stuns 2 Towns

## 3 Texas Officers Charged With Rights Violation

By PETER APPLEGATE

Contributed to The New York Times

**HEMPHILL, Tex.**, Jan. 5 — Early Christmas night Loyal Garner Jr. said goodbye to his wife and six children in nearby Flören, La., hopped in his pickup truck and headed with two companions to retrieve a friend's automobile just across the border in Texas.

Two days later he was dead, his swollen, bloodied features almost unrecognizable after a night in the Sabine County Jail in this East Texas town of about 1,200 people.

Mr. Garner had been stopped by local police officers not long after entering Texas and charged with driving while intoxicated. The officers said he refused to take a breath test and was taken to the county jail.

On Monday three law-enforcement officers were charged with depriving Mr. Garner of his civil rights by beating him to death. Mr. Garner was black. The three law-enforcement officers, like the rest of the Hemphill and county law-enforcement officers, are white.

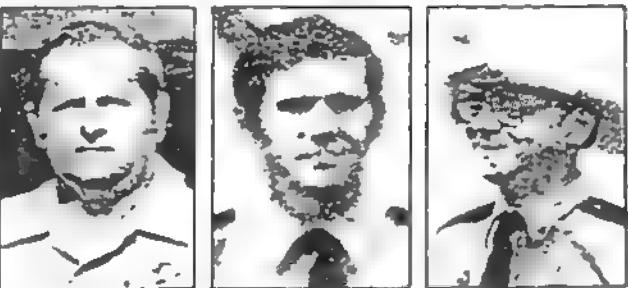
The death of Mr. Garner has shaken the towns of Hemphill and nearby Flören and presented an unsettling glimpse of life and justice in the isolated backwoods of East Texas, where questions of race usually fester below the surface rather than becoming public issues.

To those who knew Mr. Garner, however, any larger issues were lost in the shock of his death.

"To put it mildly, I think Junior Garner was one of the finest men I ever met in my life, white or black," said Stan Self, who is white and was a friend of Mr. Garner in Flören. "That's what bothers me so much about this, that it could have happened to anybody, but you'd never think it could happen to him."

Those indicted in his death were Police Chief Thomas Ladner of Hemphill and two sheriff's deputies, Bo Hyden and Bill Horton of Sabine County.

The state felony charges of civil rights violations they face were brought by a county grand jury. The charges carry penalties of five years to



Loyal Garner Jr., left, and the three law-enforcement officers charged in the beating in jail at Hemphill, Tex., that led to his death. From the left are Police Chief Thomas Ladner and Bo Hyden and Bill Horton, Sabine County sheriff's deputies.

life in prison. County law-enforcement officials said a civil rights indictment rather than a homicide charge was the appropriate one in such a case.

### Three Released on Bond

The three officers surrendered this afternoon and were released on \$25,000 bond each.

They have not been arraigned and none have entered pleas. The three did not comment to reporters.

Mr. Garner, a 34-year-old tractor-driver for the Sabine Parish, or county, government in Louisiana, had no police record, parish officials said.

Mr. Garner's two companions, Alton Maxie and his brother, Johnnie, were arrested as well and charged with public intoxication. Alton Maxie said the men began benging on their jail cells

more than a half hour after their arrest, asking to be allowed to place a call to their families.

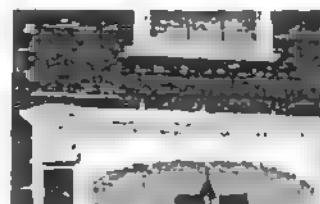
Mr. Maxie said two officers appeared and asked who was beating on the cells. When Mr. Garner said it was he, the officers entered the cell and began beating him. Mr. Maxie said he heard Mr. Garner was then dragged down the hall where they could hear his moans as the beating continued.

### Garner Spent Night in Cell

"They took me out there and asked me if I wanted some," Mr. Maxie said. "They got in my face and said them better go back there and keep my mouth shut."

Later, he said, Mr. Garner was

*Continued on Page A17, Column 1*



## Marblehead Journal

# Jarring Footnote To Historic District

By MA

MARBLE  
HEAD, Mass.

THE NEW YORK TIMES 6 JAN. 1988  
Homeless 21+

bol in the South

If battle here has been  
ed as a model effort by  
rural south to seize elec-  
tions and improve their living

so much more than an  
Ashaki Binta, developer  
for the Christian Institute  
based in Durham, N.C.,  
ack residents in organiza-  
tion. "Blacks are in con-  
trol many towns in the  
re are forces out there  
gress."

schedule was in dispute  
when a Federal District  
Court returned a state court in-  
ting the vote. A three-  
the Appeals Court is to  
its Monday on whether  
ould be invalidated.

ould be foolish for those  
ailed to take any action  
Daniel, an attorney rep-  
ents of the election, in-  
ing candidate for mayor  
Way It Was

Jam, a 64-year-old re-  
acher, won the mayor's  
"I'm convinced that we  
but the battle is not  
s. Gresham, who helped  
sign by blacks to reinstatement. "It's terrible, but  
people in this town want  
e way we were in 1933." Once thriving town, by  
Great Depression, infor-  
its town government in  
the county take respons-  
viding services. Over

Gresham and others  
the election, what mod-  
re was benefited the  
of town more than the  
They said whites had  
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outhouses and hauled  
n wells.

iran, who is white, is the  
the effort to nullify the  
he losing candidate for  
that cost, not race, re-  
issue in the dispute.

"It is as a black-white  
"We're a small com-  
e got water and sewage  
fire protection, that's  
t go to moving too fast  
red."

said that he and his  
tes had proposed grad-  
services, "taking into  
hat we can afford."

hat Still Burns

n the town's black area  
control while three  
panies disputed juris-  
diction spurred many

er Emergency  
ared in Capital

DN (AP) — The District  
council declared an emer-  
gencies because of sub-freezing  
and ordered the Mayor  
ment buildings to the

oor of the City Hall was  
and officials said sites  
of Columbia Arm-  
Kennedy Memorial Sta-  
onvention Center might  
coming nights.  
as directed to open "ap-  
e under his control be-  
6 A.M. when tempera-  
25 degrees

0 Miles 100 FLORIDA

The New York Times / Jan. 5 1986

Keysville swearing-in awaits fur-  
ther court action in racial dispute.

blacks to push for a return to town gov-  
ernment and local control of services.

With the help of organizers from the  
Southern Christian Leadership Conference  
and the Christian Institute South  
and county and state officials, black  
residents learned that the town never  
legally ceased to exist. They pressed  
for elections. But an unopposed slate of  
candidates in 1985 was barred from  
taking office when opponents ques-  
tioned the town boundaries that had  
grown hazy in both time and official  
records.

The boundary issue remains key to  
the legal dispute. Both sides say that if  
the line is shifted 200 feet it can change  
the town's population from a black ma-  
jority to a white majority.

Records dating to the town's incorpora-  
tion in 1890 say it includes an area  
with a half-mile radius centered at the

Continued From Page A

dumped back in the cell, his shirt  
soaked in blood and his face battered.  
Mr. Garner spent the night lying on the  
ground, his eyes open, breathing heavily  
but not moving, Mr. Marie said.

When deputies were unable to rouse  
him in the morning, Mr. Garner was  
taken to a local hospital, and then trans-  
ferred to the Tyler Medical Center,  
where he died Dec. 27. The preliminary  
coroner's report said he died of head  
injuries.

The local authorities said that Mr.  
Garner was injured in an altercation  
that occurred after he left the cell to  
make a telephone call.

Since Mr. Garner's death several  
people, both black and white, have told  
of beatings by law-enforcement offi-  
cers in the jail.

Official said they had no evidence of  
other beatings at the jail.

But to many blacks, some of whom  
waited anxiously in the courthouse  
hallways as the grand jury deliberated  
Monday, the incident was a reminder  
that in terms of race, Hemphill re-  
mains a throwback to another age.

The area is believed to be roughly  
half black, but there are no blacks on



Associated Press

Emma Gresham, who won elec-  
tion as mayor in Keysville, Ga.

Keysville Academy The school has  
long since ceased to exist and no deed  
pinpoints its location, leaving county  
officials to rely on recollection and  
unofficial documents in setting bound-  
aries.

the police force or in the sheriff's de-  
partment. The City Council is all white,  
as is the County Commission. There  
were no blacks on the 12-person grand  
jury that indicted the officers. There is  
one black on the school board, but even  
the stores in the heart of the town have  
an all white labor force.

"You go to some stores and ask to fill  
out a job application and they say, 'Job  
application? Job application?' like they  
don't know what it is," said Lisa Bell,  
18, a black student at Tyler Junior Col-  
lege. "I'm not surprised by something  
like this happening. This is a racist  
town and everyone knows it."

Most of the whites interviewed re-  
served judgment on the incident, not-  
ing that the officers deserved a fair  
trial. And most bridled at allegations  
that the incident reflected anything  
about racial problems in the town.

"I think we have racial problems like  
anyplace else, but I don't think they're  
any different than you find in New  
York, Boston or Atlanta," said the Rev.  
Carroll Green, pastor of the First  
Baptist Church. He said the 700-member  
church is all-white, but that it went on  
record four years ago as being open to  
all residents. "This isn't a Hemphill  
problem, it's a national problem."

## Study of Drinking Water Assails E.P.A. as Derelict in Monitoring

WASHINGTON, Jan. 5 (AP) —  
Nearly one out of five public water sys-  
tems tested in the United States has  
been found to be contaminated by  
chemicals, a group affiliated with the  
consumer advocate Ralph Nader said  
today.

A study by the group, the Center for  
Responsive Law, said 2,110 contami-  
nants had been found in some concen-  
tration in water systems in recent  
years. The study said that 2,036 of the  
contaminants were organic, or com-  
pounds containing carbon, and most of  
the rest were metallic. Of the 2,110  
compounds, 180 are known to be harmful  
to health or are suspected of being  
harmful, the study said.

Duff Conacher, a researcher who  
was a co-author of the study, said 3,422,  
or 19 percent, of the 18,157 water sys-

such as leaking landfills or they could  
occur naturally in the earth.

No one knows how many people are  
getting sick from these chemicals, Wal-  
ter Hang, Mr. Conacher's co-author,  
said at a news conference. Mr. Hang is  
staff scientist for another advocacy orga-  
nization, the New York Public Inter-  
est Research Group.

Mr. Conacher and Mr. Hang gained  
their data from previous studies and  
surveyed the state authorities to deter-  
mine if early studies done in their  
states could be updated.

The Safe Drinking Water Act of 1974,  
amended in 1986, requires the Environ-  
mental Protection Agency to set maxi-  
mum permissible concentrations for  
any substance known to be harmful to  
health or suspected of being harmful.

# Shooting Termed 'Mistake'

GAINESVILLE, Ga. (AP) — District Attorney Andy Fuller said a misunderstood order prompted police officers to break into the house of an elderly couple, where an 84-year-old man was killed in a subsequent exchange of gunfire.

In an interview published Sunday in a Gainesville newspaper, The Times, Fuller said a police detective intended for officers to merely knock on the door of the house when he told them to "go on in," but the officers thought they were being ordered inside to capture a rape suspect.

Dillard Free was killed in the shooting last Christmas Eve. Fuller said Free apparently had been awakened by the sound of his front door being kicked down, and he then fired two shots at officers.

A grand jury on March 10 declined to indict the officer who fired on Free. A Georgia Bureau of Investigation report on the shooting remains sealed because of indictments against the two people who told police the rape suspect was in the house. They are accused of making false statements.

Fuller said six law officers told the FBI they remembered Gainesville police Detective Robert Gable directing that they use the normal procedure for serving an arrest warrant — that is, knocking and announcing "warrant" — at the Free home.

But when Gable gave that order, the group of officers present did not include Officers Lee West, Gary

Lenderman and Kirk Williamson, who took up positions in front of the house, Fuller said.

He gave this account of the subsequent walkie-talkie conversation: Detective Russell Elrod told the officers, "Go on in." Lenderman seemed surprised and asked "You want us to go?" Elrod answered, "10-4."

"The evidence indicates the detectives did not mean for (West and Williamson) to break the door down, but the evidence also indicates that the uniformed officers felt they had been given a directive to go into the house," Fuller said.

West knocked down the front door with several kicks and both he and Williamson entered the darkened living room while Sgt. Benny Patrick rushed onto the front porch, the district attorney said.

Fuller said Patrick saw a silhouette moving inside and shouted "Police," but a shot was fired, narrowly missing his head. He said West, still inside the living room, then also shouted "Police," then saw the figure fire again, this time striking the door frame.

West then fired two shots, mortally wounding Free in the thigh and neck.

Free's wife, 73-year-old Agnes Free, was also taken to a hospital suffering from shock. She died March 5, three days after suffering a heart attack.

## Car Stopped For Speeding, Drugs Found

By Herald Staff Writer

TIFTON, Ga. — Two north Georgia men were being held in the Tift County jail here after a trooper found traces of cocaine on drug paraphernalia in the car stopped for a traffic violation Sunday evening.

A spokesman at the Tifton State Patrol post said the trooper clocked the 1982 Volkswagen driven by Jacob Henry Privette III, 29, of Stone Mountain, traveling 89 mph in a 65-mph zone on Interstate Highway 75, seven miles south of here.

After stopping the car, the trooper found traces of cocaine on a smoking device and two "snorting straws."

Privette and his passenger, Carlos R. Duarte II, 27, of Atlanta, were both charged with possession of cocaine. Privette was also charged with

## Youngsters Tried To Drive Off Auto

By Herald Staff Writer

Two 12-year-old Albany boys were arrested on several charges after they allegedly broke into a service station and attempted to drive away in a car.

Albany Police Department detectives said a woman familiar with Gooch's Service Station, at 117 S. Cleveland St., drove by the business Sunday at about 1 p.m. and saw the boys inside and one of the bay doors opened. She notified police.

They have been charged with burglary, attempted auto theft and criminal damage to property. A 1983 Buick Skylark was reportedly damaged as the boys tried to drive it out of the garage.

Dairy

# Westminster Crash Victim Hoped to Be a Police Officer

By DAVID REYES,  
*Times Staff Writer*

Dawn Hammond, one of two victims killed in a collision with a speeding Westminster police car Christmas Day, had a goal. It was to become a police officer, relatives said Monday.

"She had her own reasons, but she wanted to become a police officer," said Dawn's father, Ken Hammond, adding that his 20-year-old daughter was studying criminal justice at Golden West College in Huntington Beach.

Hammond's father said his daughter and her longtime friend, Jessica Warren, 19, a Fresno State student who lived in Stanton, were traveling to a Hammond family gathering on Christmas when they were hit broadside by the police car.

Warren, who was driving, had her car filled with gaily wrapped Christmas gifts in a back seat.

"Dawn had just spent the night at Jessica's, and Jessica was driving my sister to my brother's house in Santa Ana, where our family was going to be spending Christmas," said the victim's brother, Steve Hammond, 23.

#### Lived Near Intersection

Warren had arrived home from school on Christmas Eve, Steve Hammond said. She lived about a mile from the intersection.

"They were friends ever since high school at La Quinta," he added.

Warren and Hammond were in a Honda Accord traveling south on Newland Street about 9 a.m. when they were struck by a patrol car traveling west with lights and siren going on Westminster Avenue.

The police officer driving the patrol car, whose name was not released by police, was responding to an "officer needs help" call about 3 miles from the accident scene. Police would not specify Monday the nature of the emergency.

The officer was following another patrol car that was responding to the same call and had traveled through the intersection. Witnesses reportedly estimated the speed of the second patrol car at about 75 m.p.h. when it struck Warren's car.

Police issued no further information about the crash Monday. Both Westminster police and the California Highway Patrol are investigating the fatal accident.

The unidentified officer involved in the crash spent Monday at home. He had been treated for minor injuries at a hospital and released Sunday.

#### Phone Calls of Sympathy

On Monday, dozens of relatives and friends of both victims expressed sympathy by telephone to both families.

"We've had a lot of people call us," Steve Hammond said. "Dawn and Jessica had a lot of friends. . . . Both of them were always doing something. They always had positive things going in their lives." He said Warren's father had expressed anger toward police in a telephone call, citing the officer's high rate of speed.

"Hey, this guy was following another car with its lights and siren on," Steve Hammond said, "but at that speed you may not be able to hear [a second car] coming towards you. Traveling 70 m.p.h. through an intersection just isn't right."

Ken Hammond agreed. "You don't see other emergency vehicles doing that sort of speed. Even ambulances don't travel that fast through an intersection. Nobody drives that fast."

#### Hoped to Transfer

He said his daughter wanted a career in law enforcement and earned money for school working as a waitress at Silky Sullivan's, an Irish pub-restaurant on Slater Avenue in Fountain Valley. She was planning to transfer to Fresno State or UC Santa Barbara in June after graduation.

"She loved life," he said. "She was one of those people who planned things like what to do after she graduated from Golden West."

"It's been such a loss for us, such a big, big loss."

Funeral arrangements are pending at Peek Family Colonial Funeral Home in Westminster.

LOS ANGELES TIMES 27 DEC. 1988

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# Man Slain by Gunman

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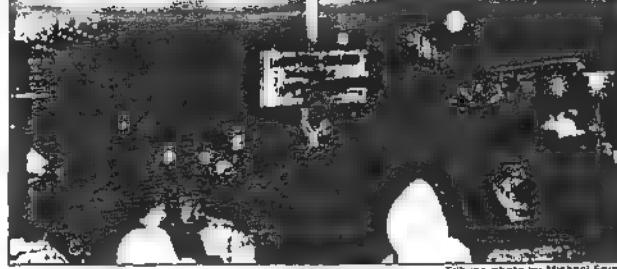
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Tribune photo by Michael Fryer

## Lighting menorah candles

Five electric candles on the 28-foot menorah in the Daley Center Plaza are lit Tuesday to mark the 5th day of Hanukkah. The menorah's center candle remains lit throughout the holiday period.

## Hearing set for ex-cop in shooting of sick wife

By Christi Parsons

A retired Chicago police officer charged with first-degree murder appeared in court Tuesday morning with friends and family members who believe he shot his invalid wife of more than 40 years Christmas Eve to end her suffering.

A hearing was set for Jan. 12 for Gerald Williams, 67, of 5440 S. Nordica Ave., who called police Sunday night and said he had just shot his wife.

Relatives encircled Williams as he left the courtroom after attorneys agreed to a continuance. They described him as a "fantastic man" who loved his wife, Alice, 64.

Prosecutors did not object to Williams' release on a personal recognizance bond into his daughter's custody, and they agreed to the continuance requested by defense attorney Matthew Carmody so police could complete their investigation, Assistant State's Atty Anthony Calabrese said.

According to police, Williams shot his wheelchair-bound wife once in the head with a .38-caliber

revolver around 6 p.m. Sunday.

Mrs. Williams had been suffering from multiple sclerosis for 20 years and was in constant pain, family friend Kathy French said Tuesday afternoon. Friends of the family gathered at the Criminal Courts Building to give Williams moral support, she said.

"He loved her so much. That's why he did it," French said. "Gerry would never dream of hurting her. He just couldn't stand seeing her like that."

Williams, a decorated veteran of 28 years on the police force who retired four years ago, had to do everything for his wife, including bathing and feeding her, French said. He had recently been told he would need heart surgery and was afraid he would no longer be able to care for her, relatives told police.

Williams' wife could talk, but French did not know if she had ever expressed a desire to die before the disease completely deteriorated her body. The couple had been married for more than 40 years, she said.

didn't discount the possibility of a "business deal that went sour." He said investigators were still checking to see whether anyone else was involved in the killings.

One possible link that police aren't discussing is that both men were involved in real estate developments, particularly shopping malls. Donald Levine was president of Commercial Retail Specialists Inc., 104 S. Michigan Ave., which developed shopping malls in Chicago and Phoenix.

It was learned that McKinney had been employed earlier this year by a Santa Monica, Calif., real estate firm that developed both homes and shopping malls in Arizona. But investigators said they did not know whether the two had been involved

McKinney's arrest came as a shock to those who had worked with him in scores of community endeavors over the last five years.

"Everyone I've talked to has been so shocked," said Bernie Cain, a Phoenix real estate broker. "He was the kind of person who wanted to see Phoenix grow and spent a lot of time on freebies for the city and the community."

Cain said McKinney had served on Phoenix city councilman William Parks' re-election committee in a 1985 campaign and worked in a variety of programs as a community activist. In 1986, he was appointed by the City Council to serve on a committee to explore the future expansion of Phoenix.

Adelstein, accused Lech of the Democrat machine during the "political circus" last month when Lech's compromise choice of committee chairman Speaker Michael Madigan.

Adelstein said the I-  
paign knows all of its pa-  
titors and was confident  
majority of the signatures.  
He also questioned why  
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Phelan is trying to make  
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hoping his successful former House Speaker J  
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"It's easy to make  
Adelstein said. "It's ha-  
them up."

Meanwhile, in an atte-  
another embarrass-  
March 20 primary, rep-  
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Tuesday was the last  
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needs 5,000 signatures.

In 1986, the LaRouche  
won the Democratic  
lieutenant governor and  
state, forcing the slated





Photo by BARBARA MARTIN FOR USA TODAY / Los Angeles Times

**Sale daze**—The holiday shopping frenzy continued at the malls Tuesday, including Fashion Valley, where Yen Nguyen, left, with twin sons James and John, regroups before returning to the linoleum jungle. Above, cars blanket the shopping center's parking lot.

## S.D. Police Trainee Fatally Shoots Fiancee

By NORA ZAMICHOW  
TIMES STAFF WRITER

After celebrating Christmas, a San Diego police trainee fatally shot his fiancee in the head as he demonstrated how to draw a gun, police said Tuesday.

Angelina Rose Sprecco, 21, the second-youngest of 14 children, died after being shot by Mark Cunningham, who said he did not realize the 9-millimeter pistol was loaded. Sheriff's Lt. John Tenwolde said.

The couple was in a bedroom at Cunningham's parents' Lakeside home at 8:30 p.m. Monday when Sprecco, a pre-school teacher, asked him to show how he drew his pistol from the holster. Cunningham, 24, told authorities. He donned his holster and when Sprecco signaled, he drew, pointed the gun at her, and pulled the trigger. A single round was fired, and Sprecco slumped to the floor.

A preliminary investigation indicates the incident was accidental, Tenwolde said.

"There is no anger," said Ralph Sprecco, the victim's father. "We love Mark deeply. It was just a terrible accident."

The couple were "very much in love" and planned to marry in April, after Cunningham graduated from the police academy, said Cathy Sprecco, one of the victim's sisters. "They were a very special couple," she said. "He has lost the love of his life."

Cunningham, who enrolled in the San Diego Police Academy Oct. 10, was sworn in as a peace officer only 10 days before the shooting. He is on administrative leave.

San Diego Police Lt. Greg Clark said:

"The decision has not been made whether he will continue with the academy or remain on leave until the outcome of the investigation," said Clark, who added that, in the past two decades, there have been no accidental fatal shootings involving trainees.

Students at the academy go through 783 hours of training over about a six-month period before graduating, Clark said. The schooling includes 64 hours of firearms training, which involves lessons on weapon safety as well as proficiency. Cunningham was very proud of his training, relatives say.

"For weapon safety in general you're taught not to point a weapon at anyone—that's basic firearm safety," Clark said.

Cunningham, described as a "competent" student, is one in a class of about 40 trainees. The trainees, who receive a salary of \$2,054 monthly, are carefully screened and only 10% of all applicants are asked to enroll, Clark said.

Cunningham had won the hearts of many in the Sprecco family, who looked forward to sharing their Christmas with the young man, a church-goer.

The Spreccos began Christmas Day opening presents. Because of the family's size, the seven sons and seven daughters drew a name of one sibling to whom they would give a gift. Ralph Sprecco, a retired

telephone worker, and his wife, Gretchen, gave presents to all 14 kids, whose ages range from 19 to 37.

The soon-to-be-wed couple spent their day shuttling back and forth between the Cunninghams' home and the Spreccos' home, well-decorated with bright holiday lights in the 9700 block of Lake View Road. The Cunninghams live nearby, in the 12000 block of Rockcrest Road.

For them, it was a particularly festive Christmas. Angelina Sprecco, who sang in a church choir and played guitar, devoted much of her time getting ready for her spring wedding, her father said. They had been engaged for almost three years, after meeting at El Capitan High School in Lakeside.

In preparation for her new life, she had begun looking at mobile homes, trying to find the most suitable one for the couple to buy.

She dreamed of opening her own pre-school center one day, said sister Cathy, a 27-year-old dental assistant. "Angie," as her sister called her, was special and drew the love of each, she says. "Everyone loved Angie."

"We are such a large family and we were just saying how we are very lucky that we had each other," Cathy said. "Until now, we never had a tragedy."

Angelina Sprecco will be buried Friday in El Cajon Cemetery after a 10 a.m. Mass at Our Lady of Perpetual Help church in Lakende.

## Complaints Reverberate Among Neighbors

By TOM GORMAN  
TIMES STAFF WRITER

John Ekberg and his wife, Sandra, moved from Orange County to a rambling, \$400,000 hillside home in Palma Valley five years ago, drawn by the region's rural ambience and easygoing life style.

Heck, there was even a privately operated campground at the base of the hill.

less than a mile away

Ah, life in the country.

But there are times, Ekberg says, he thinks he's moved into a war zone. The 31-acre campground, Rancho Lido, along the banks of the San Juan River—features, among other amenities, a target range that's open to the public for \$7 day-use fee that also gives gun access to the swimming pool at



Angelina Rose Sprecco. 21

Karen Carlson Young, who is coordinating the effort to list all of Harvard University libraries' 12.2 million volumes on a computer catalog, with Richard DeGennaro, librarian for Harvard College.

# Harvard 'Computes'

THE ASSOCIATED PRESS

Cambridge, Mass. — One of the world's largest libraries is joining the computer age and rescuing some of its oldest books from obscurity.

The catalog of the unparalleled collection of the Harvard University libraries is being transferred from paper cards that date to Abraham Lincoln's first term.

"It's like an archaeological dig," said Marleen Finn, project manager for Online Computer Library Center Inc., the contractor on the six-year, \$15-million undertaking.

The Harvard library system, with 12.2 million volumes, is larger than that of any other

university, and one of the five largest libraries of any kind. It is one of the last large libraries to transfer its entire catalog to computers.

"Many, many other libraries converted their collections years ago, but the scope of this one was such that we thought it wasn't feasible," said Karen Carlson Young, a Harvard cataloger who is coordinating the project.

Only acquisitions since 1977 were listed by computer, meaning researchers have to use the card catalogs to find older books. Increasingly, they haven't bothered.

"The danger has existed that the older books would become a dead collection," said assistant library director Kenneth E. Carpenter.

# Phila. Cop Kills Colleague

## Mistaken identity blamed in shooting

THE ASSOCIATED PRESS

Philadelphia — An off-duty policeman who found his silent alarm activated when he returned home shot and killed a fellow officer yesterday, mistaking him for a burglar, police said.

The two men were close friends and attended the police academy together about three years ago, Police Commissioner Richard Neal said.

"It is a sad and tragic situation," Neal said. "We have one officer who is deceased and another officer who is devastated."

The victim was identified as John Barrett, 30, the father of a 1-year-old daughter. He was shot once through the right eye, and the bullet lodged in his brain, officials said.

Sgt. Theresa Young, a police spokeswoman, said it was "highly unlikely" that charges would be filed against Marshall Kelly, who fired the shot.

"It was obviously a case of mistaken identity," she said.

Police said Kelly's silent alarm tripped shortly before noon while he and his wife were Christmas shopping. Police investigated and found nothing, indicating problems with the alarm.

About three hours later, the alarm company reached Barrett, who was listed by Kelly as a contact. Barrett, who had a key to the home, went to investigate while off-duty, Neal said.

Meanwhile, Kelly returned, noticed the alarm had been tripped and went inside while his wife went to call police, Neal said.

Someone said "gotcha" and Kelly fired one shot from his service revolver, Neal said. Young said she did not know who made the "gotcha" remark or when it was made.

Kelly, 28, will be removed from street duty pending results of an investigation by the department's internal affairs division, Neal said.

# AROUND THE REGION

## D.C. Officer Guilty In Another's Death

A D.C. police officer was found guilty in Superior Court yesterday of voluntary manslaughter while armed in the 1990 fatal shooting of a fellow officer, the U.S. attorney's office said.

David H. Rowland was convicted of shooting Officer Christie E. Hoyle with her 9mm service pistol in Rowland's apartment on Irvington Street SW on Dec. 7, 1990, after an argument, prosecutors said.

Both officers were attached to the 5th Police District. Prosecutors said the argument concerned whether Rowland would accompany Hoyle to a 7th Police District Christmas party.

Rowland's attorney, Michele A. Roberts, said the two had had "an intimate relationship" but were not dating each other exclusively.

The defense agreed that there had been an argument but contended that Hoyle had committed suicide, the prosecutors said.

Voluntary manslaughter involves unjustifiably inflicting injury that leads to death but without intending to kill, according to prosecutors, who said Rowland could be sentenced to 15 years to life in prison and that the offense for which he was convicted carries a mandatory five-year minimum sentence.

Rowland's lawyer said last night that "Mr. Rowland did not shoot the decedent" and that an appeal will be filed.

"We hope that somehow, someday he will be vindicated," the lawyer said.

## NIH Hunger Strike Ends

■ Walter Stewart, a scientist at the National Institutes of Health, has ended a 33-day hunger strike protesting the shutdown of his Bethesda research lab after a controversy about

wrote a letter about his plight to the Department of Health and Human Services, which oversees NIH. "It was such a supportive move," Stewart said of the congressman's inquiry.

Stewart stopped eating May 10 after he and a co-worker, Ned Feder, were barred from their NIH lab. Federal officials reassigned Stewart and Feder to new jobs pending an investigation into the scientists' use of a "plagiarism machine" on a book by a well-known historian.

Yesterday, Stewart said his "hunger strike helped focus the spotlight on the problem of scientific fraud." Stewart said he and Feder remain on administrative leave with pay, but that department officials have indicated a "willingness to talk" about resolving the controversy.

## Driving School Ordered

■ Virginia Sen. Edgar S. Robb (R-Charlottesville) was ordered yesterday to attend driving school for his role in a traffic accident that caused \$2,300 damage to another man's car.

Robb pleaded not guilty to a reckless driving charge in Richmond Traffic Court. Judge Birdie H. Jamison found there was enough evidence to convict Robb of a reduced charge of improper driving, but that charge will be dismissed if Robb completes the eight-hour driving school by Sept. 21 and pays \$26 in court costs. The judge dismissed a charge of leaving the scene of an accident.

Robb's vehicle and a car driven by Edwin D. Sorenson Jr., 36, collided at a Richmond intersection on Feb. 15. Sorenson, a Virginia Commonwealth University bookstore manager, said Robb parked about a half-block from the accident. Sorenson said he was approaching Robb's vehicle when the senator drove away.

"I'm not really satisfied with the outcome of the case," Sorenson said. "There are still questions in my mind about his

whose nearest temples are in Queens and in Schuylkill Haven, Pa., near Philadelphia. Between 1,000 and 1,500 worshipers could attend services at each of the three major Vaishnava religious observances during the year.

Based on objections to the amount of parking available, the planning board of Sayreville, a borough of some 35,000 a few miles southeast of New Brunswick, rejected the trust's site plan on May 24. The trust then sued the planning board and the borough in Federal District Court in Newark, claiming religious discrimination.

#### Concessions by Board

Monday night, as part of a court-brokered mediation effort, the board approved a new plan that would provide for shuttle van services on the major holy days and the creation of 60 more parking spaces, many of which would be created by filling in the swimming pool.

## Ex-Officer Fined for Shooting Chief's House

NORTHVALE, N.J., Dec. 29 (AP) — A 13-year police veteran has been fined \$400 for firing eight shots into his chief's home in anger over not being promoted.

The officer, Edward Zingg, who had a potless record, resigned from the Police Department earlier this month. He could have been sentenced to 90 days in jail and a fine of up to \$500 in Municipal Court on Tuesday.

Mr. Zingg pleaded guilty on Dec. 21 to violating a municipal ordinance by unlawfully discharging a firearm. Police Chief George Vollmer said he did not want to press any more serious charges.

"He was like a son to me," Chief Vollmer has said. "That's what hurts

now." She said that extra traffic on Vaishnava high holy days could cause "total chaos."

Mrs. Strauss said that although some citizens speaking at Monday night's often-heated planning board meeting made "stupid" comments that might be interpreted as biased, the real issue is not discrimination.

"I'm a woman, I'm Jewish and I have multiple sclerosis," said Mrs. Strauss. "I know what discrimination is."

The issue, she said, is the narrowness of Washington Road. Even now, it sometimes takes her 20 minutes to travel the three miles to the Garden State Parkway entrance, she said.

Gurmeet Gill, an Indian-American who lives on the outskirts of Sayreville and does not belong to the group that wants to build the temple, said that parking concerns may indeed be motivating much of the opposition.

"I don't think it's discrimination," said Mr. Gill. "Washington Road with its traffic does have a problem."

so much."

Officers said Mr. Zingg became upset after attending a Policemen's Benevolent Association Christmas party on Dec. 5 in River Vale. Officers teased Mr. Zingg about being a patrolman forever and called him "sarge," the rank he hoped to attain.

About 11:30 P.M. Chief Vollmer and his wife, Barbara, heard sounds that the Chief dismissed as youths setting off firecrackers. The couple found shattered glass in the living room the next morning and a bullet hole in one pane.

Chief Vollmer said cutbacks have prevented the 12-member department from offering promotions for at least eight years.

## CITY

## New Evidence Helps Inquiry Into Crown Heights Violence

Continued From Page A1

ment on the case, Mr. Hynes has said that the Brooklyn jury acquitted Mr. Nelson despite "powerful and compelling" evidence of his guilt, and he said that the day after the verdict 11 of the 12 jurors attended a party with Mr. Nelson "to celebrate the acquittal."

More recently, Mr. Hynes has told associates that he would like to bring a new round of different charges against Mr. Nelson if there is sufficient evidence. But a state investigation of the Crown Heights disturbances and their aftermath concluded in July

gressive approach to civil rights in the 1960's and 1970's.

Critics have contended that the investigation is one of the casualties of the failure by the White House to appoint an assistant attorney general to head the Civil Rights Division, nearly one year into Mr. Clinton's Presidency. The Administration's two top choices, Lani Guinier and John Payton, were forced to withdraw from consideration in the face of widespread opposition to their views.

But an Administration official insisted today that the Crown Heights affair had not languished because of

was too vague.

"The intentional exposure of the AIDS virus statute offers a clear and definite standard of conduct; and the words of the statute are readily understandable by an ordinary person of reasonable intelligence," Judge Kenneth J. Fogg wrote.

The AIDS transmission law makes it illegal for a person who knows he has tested positive for the HIV virus to have sexual relations with someone without first telling the partner of the presence of the virus.

He maintained that the Louisiana statute interfered with the right of an HIV-infected person to engage in sexual activities, and that the statute depends on evidence that can be obtained only by a violation of a person's right to privacy.

The court disagreed.

"The right of privacy is not absolute; it is qualified by the rights of others. . . . Furthermore, the right of privacy does not shield all private sexual acts from state regulation," Fogg wrote.

## Cop brutality charged in man's arrest

By The Associated Press

JENNINGS, La. — Two officers are being investigated on allegations of police brutality brought by a man who was arrested by the officers on Christmas Day, Police Chief Carroll Morgan said.

The FBI confirmed it was investigating the allegations against Cpl. Phil Karam and Patrolman Jim Davis. Morgan said city police were also looking into the complaint.

The allegations resulted from a Dec. 25 incident in which Karam and Davis arrested Kenneth Thibodeaux, 32, of Jennings. Morgan quoted Thibodeaux as saying Karam punched him twice after he was arrested and handcuffed

for causing a disturbance.

Police records indicate Karam and Davis were sent to investigate the disturbance, involving some children, and each was battered during an altercation with Thibodeaux. Davis' eyeglasses and watch were also destroyed during the incident.

In addition, police records said Thibodeaux used his fist to break the windshield of a vehicle belonging to a Jennings man, as well as its left taillight and antenna.

As a result, Thibodeaux was booked with disturbing the peace, simple assault, two counts of battery on a police officer and simple criminal damage. He was booked into the Jennings City Jail on \$7,500 bond, but later released on his own recognizance.

Police Capt. Merrion Taylor said Karam was placed on administrative leave with pay pending the duration of the investigation. He said Davis was still on duty.

## La. duo wins \$6.4 million

By The Associated Press

AUSTIN, Texas — A Louisiana couple have claimed their \$6.4 million share of a \$12.8 million Lotto Texas jackpot, and promptly announced they will split the money with their eight children.

Earl and Dixie Scott of Many, La., picked up a check for \$323,666 Thursday. They will receive a \$319,500 payment Dec. 15

for the next 19 years for a total of \$6.4 million.

"We always told the children that if we ever won the lottery, we'd split it with them," said Mrs. Scott, 55, a registered nurse for a Texas company.

After sharing their winnings with their children, the Scotts said they will move across to the Texas side of Toledo Bend Reservoir. "We're coming to Texas to build a house," Earl Scott said.

# commander d for reat

American envoy, perhaps Russian, might join up with Owen, representing the European Union, and Thorbenberg, for the UN, to be the terms of a deal so desired by a Bosnian government which "is that its position is all right," the American said, according to hear

at form, is sceptical, can play to the Bosnian is considered to be the conflict. It has been ethically brutalised beginning militarily, that they should be looted. "We concessions are being to a box. The crucial is that the European greater involvement that essentially as a reassurance to the Muslims." Humanitarian operations and in eastern parts Herzegovina supplied have been brought still by an enormous imported fuel imposed by the Yugoslav government, a source said yesterday.

ICR is being asked to equivalent to 90 per cent of the value of imported fuel is used to run aid and to heat refugee and hospitals.

THE GUARDIAN

• FEB

## World news in brief

# LA police 'shot woman in back'

**T**WO white Los Angeles policemen killed a black woman with 10 shots, seven in the back, after she allegedly threatened them with a carving knife, a damning coroner's report has disclosed, writes Christopher Reed in Los Angeles.

Her death comes after three years of crisis over police violence in the city, which has been condemned in a report by Amnesty International. Sonja Taylor, aged 27, had confronted the officers in the grounds of a hospital in mid-December.

"This is an outrageous shooting that cries out for immediate explanation," said Johnnie Cochran, a lawyer specialising in police brutality cases, who is acting for the Taylor family. "I find it hard to believe that two white officers would shoot a white woman in the back seven times."

He compared the shooting to

the death of Eulia Love in 1979, the notorious case of a black woman shot dead in her home by police calling about an unpaid gas bill. "This is worse," Mr Cochran said. "Eulia was facing the officers."

Taylor, who lived in El Monte, north-east Los Angeles, had been Christmas shopping near the hospital. She was carrying her three-year-old son. Officers said she had been behaving oddly, but the post mortem found no drugs or alcohol.

After she refused to drop the knife, one officer squirted a pepper spray at her. She released the child but advanced in a threatening manner, they said. The officers opened fire, hitting her in the abdomen, hand, forearm, and back.

Family members said they did not believe the police version. The FBI is investigating and inquiries by the police and the district attorney are continuing.

## Tired Pompidou to get facelift

**T**HE world's most visited museum, the Georges Pompidou modern art centre, is to receive a facelift as part of a drive to set Paris's crumbling cultural landmarks back on their feet, the culture minister, Jacques Toubon, said yesterday.

The Palais Garnier opera house, the monumental Pantheon, the Grand Palais exhibition hall, the Comédie Française theatre and Trocadéro square need renovation owing to age and structural faults.

As for the Pompidou centre, opened 17 years ago: "its prob-

## Ancient Mexican port discovered

**A**N AMERICAN archaeologist in El Pital, a Gulf of Mexico village, says he has located the site of an ancient port believed to have flourished more than 1,500 years ago as the largest coastal centre in North America.

The site of 150 earthen pyramids and other structures has yielded surface artifacts and data indicating that it served as a political, cultural and trading centre, a contemporary of the city of Teotihuacan, whose 200ft pyramid still stands near present-day Mexico City.



In their sights . . .

## Belgium

**T**HE Belgian government wants to set up an European foreign policy. The proposal — by other EU governments — to inflame opinion against Euro-sceptical right-wing Conservative Party in up to the European Parliament elections this summer.

ITRES

16

SAIL

The HMO now has 40 clinics throughout the state that mainly treat the poor.

Watson is chairwoman of the Senate Health Committee, which oversees health programs.

She denied influencing the contract but said her being on the board probably helped the company obtain it.

"It's really great if you can snag the chair of the committee," she told the Times. "Some-

complaints visited three Sacramento-area clinics run by the HMO, examined the treatment of 40 patients and concluded that the company was denying necessary care in order to boost profits.

In one example, the medical director canceled emergency surgery for a 12-year-old girl with a ruptured appendix. In another, a 5-year-old boy waited 18 hours to have his shattered shin bone set. In the meantime, his pain medication ran out.

abuse cases this year, said Larry Townsend, director of the county's Department of Public Social Services. Serious injury cases are up nearly 30 percent.

Most cases involve homes where there is abuse of drugs or alcohol.

We're very concerned about the condition of families in our county," said Townsend. "It's really a serious problem."

Townsend was forbidden by state law from discussing specific cases.

## Cops Kill Man They Say Attacked With Crutch

*Los Angeles Daily News*

### Los Angeles

Two Los Angeles County sheriff's deputies shot and killed a mentally ill man about 12 miles northeast of downtown Los Angeles after the man threatened deputies with a metal crutch, authorities said.

Aaron Cease, 30, of La Crescenta was killed early Sunday after he "lunged at the deputies, attacking them with the ... jagged end of a broken metal crutch," said Deputy Matthew Rodriguez, a spokesman for the Los Angeles Sheriff's Department.

The deputies "fired several rounds at him, fatally wounding him at the scene," he said.

Neither deputy was injured, Rodriguez said.

Doreen Cease, Aaron Cease's mother, challenged the deputies' decision to use deadly force, saying her son — a talented musician who suffered from "major depression" and at times "acted bizarre" — was not a violent person.

"I'm overwhelmed with what the deputies' response was," said Cease of La Crescenta. "In any event, there were two armed officers dealing with a very slender man, and I can't believe that they had to shoot my son."

Rodriguez said, "They obviously feared for their lives and shot."

He said he did not know whether the deputies were equipped

with pepper spray. Taser stun guns are carried only by sergeants and were not available at the time, he added.

According to Rodriguez, the two deputies — whose names were withheld and who were placed on desk duty pending the standard investigations of officer-involved shootings — were called to the 2700 block of Montrose Avenue about midnight, after callers had reported a man in the street swinging a crutch at cars and pedestrians.

After arriving at the scene, Cease "confronted the deputies with the jagged end of a broken metal crutch," Rodriguez said. "They ordered him to drop the crutch and surrender. He refused and began jabbing at them with the crutch as he advanced toward them."

The two deputies retreated — "over 120 feet" — and continued to order Cease to surrender, Rodriguez said.

"Cease ignored their commands and continued advancing toward the deputies while yelling that he was going to kill them," Rodriguez said.

He said Cease was not physically disabled and did not need the crutch to walk.

Doreen Cease said her son had broken his ankle in the spring and still used the crutch to walk with at times when his ankle felt tender or weak.

"He had been over here for dinner Friday night," said Cease, who

lives a few blocks from her son's apartment. "We went and got a Christmas tree and he was here helping put it up. Yesterday morning, I was at his apartment early to drop off some Christmas lights for his wreath."

"I last saw him at 7 p.m. and he was in a good frame of mind," Cease said. "He had hung his Christmas wreath on his door. He made a steak for dinner. And I guess at 11:30 p.m. he decided to go down to the 7-Eleven."

"I got home ... and I thought about calling him, to see how he was," she said. "But I thought, 'Well, he seemed in a good frame of mind earlier. I'll call him tomorrow.' I was just sure he was asleep."

At 6 a.m. Sunday, sheriff's deputies knocked on her door to tell her that her son had been killed, Cease said.

My question was, "Did you think he had a gun?" she said. "They said no, but that he had this broken crutch and they were afraid for their lives. They said he was coming toward them with this crutch and they shot him 12 times."

"I said, 'Why didn't you use Mace or a stun gun or shoot him in the leg?'" Cease said. "They said, 'Well, the officers must have been afraid for their lives.'"

Cease said her son was a guitarist whose musical skills had earned him a scholarship to Glendale College. He had dropped out several years ago, however, because of his mental illness.

between Russian troops and Chechen militants yesterday morning in the town of Argun had left 1,000 Chechens dead.

But Chechen sources denied the casualty figure and Russian information on the Chechnya conflict has been unreliable.

Bombing of the Chechen capital Grozny, appeared to have quieted somewhat yesterday.

But there was fear that the lull could be simply the calm before the expected ground assault by Russian troops who have ringed the city to force Chechen President Dzhokhar Dudayev into submission.

Russian Prime Minister Viktor S. Chernomyrdin and other Cabinet members met last night to prepare options to present at today's security council meeting, scheduled to be

ers and analysts predicted that the security council would become the setting for a decisive battle between hawks and doves in Mr. Yeltsin's entourage.

"The options are the military way or political negotiations," Emil Pain, a presidential adviser, told last night's news program "Itogi." "And everybody understands that what's done must be done as quickly as possible."

Mr. Pain said he had been told that Mr. Dudayev was willing to resume peace talks with Moscow but it was not clear on what terms.

Sergei Kovalyov, head of the State Duma's human rights committee urged the immediate resumption of talks. "The time has come for a cardinal decision," he said in a message to Mr. Yeltsin carried by the Itar

warned Saturday that if Mr. Dudayev did not give in soon, "An armed operation will be launched in the coming days to place Grozny under the control of the federal authority."

But Mr. Pain said that, "Grozny cannot be taken without great bloodshed. And what does great bloodshed mean for the country? It means a sharp change in the people's attitude toward the conflict, and in international public opinion as well, and it could lead to a conflict within the government that would lead to general political chaos."

Disapproval of the incursion into Chechnya has spread across the political spectrum and cost Mr. Yeltsin many of his close allies, although it has brought no mass protests. Reactions from Western governments remained muted.

## After eating, policeman kills himself

Associated Press

NEW YORK — Officer Timothy Torres finished his sandwich at a Times Square restaurant and seemed to be ready to go back on the beat early Christmas morning. Instead, he sat back down and killed himself as two fellow officers watched in horror.

Police said the 26-year-old rookie shot himself in the head with his .38-caliber service revolver. Officer Torres, the son of a retired homicide detective, was the 12th city officer to die by his own hand in 1994, a record for at least the past decade.

Sgt. James Coleman, a police spokesman, said Officer Torres had been "emotionally upset" recently. Officer Torres and his wife divorced six months ago. Sergeant Coleman said, although it was not known if that had any bearing on his actions.

Some officers said Officer Torres' death underscored the need

### N.Y. officer's suicide is the 12th this year

for a system outside the department to help officers deal with job pressures and domestic problems without fear of hurting their careers.

"When 12 guys kill themselves, something's not working," said Frank Tuscano, a policeman and founder of Cop Care Inc., a voluntary, nonprofit support group for troubled officers. "These guys are afraid of saying, 'I need help,' because then you're weak."

Officer Torres and Officer Tyler Ward had finished a meal at Smith's Restaurant and Bar, and were joined by a third officer, Michael Scibilia, as they prepared to return to their foot patrols around 4:30 a.m., Sergeant Coleman said.

With Officer Scibilia standing nearby, Torres went back to a rear booth to talk to Ward, sat

down, and then shot himself," Sergeant Coleman said.

Officer Torres, a member of the department for 2½ years, was assigned to Midtown South, which bills itself as the world's busiest, covering Times Square and the hectic Garment District.

Recently he had volunteered to work the midnight shift, walking a beat that included a strip of Eighth Avenue lined with pornography shops, taverns and cut-rate retail stores.

Eleven blocks south of the bar at Smith's, Officer Torres' death cast a pall over the Midtown South station house. An American flag flew at half staff.

Among the visitors was Officer Torres' father, Cesar Torres, of Northport, Long Island.

Officer Torres was the second officer in the Midtown South precinct to commit suicide in the past five years, said Lt. James Robert, commander of the Garment Area Task Force.

AT 30-60% OFF,  
THE '94S ARE GOING FAST.

THE SUN (BALTIMORE, MD) 26 DEC. 1994

# HOWARD

## WEEKLY

# Incorporation Drive Seeks an Inside

sents a Columbia village and serve one- or two-year terms. The next election will be in April.

Critics call the council undemocratic and say its members are elected through a flawed system based on one property, one vote, rather than one person, one vote. Last year, they began trying to change that system by incorporating Columbia.

"I think incorporation is the key, and it is necessary," said Rabbi Martin Siegel, a spokesman for the incorporation effort. "But it's complicated, and it's major surgery. Plus, the incorporation movement

will be easier with a sympathetic Columbia Council."

Siegel's announcement comes as incorporation supporters, now known as the Columbia Municipal League, shift their efforts to neighborhood organizing after several months of gathering signatures on petitions.

Neighborhood "block captains" will be charged with gathering support for the incorporation movement, Siegel said.

The incorporation group plans to highlight what its members describe as the cozy rela-

tionship between the Columbia Association and the Rouse Co., Siegel said.

The association "and the Rouse Co. make deals," Siegel said. "Nobody knows what happens. Nobody's there. Nobody scrutinizes it."

Recently, the group criticized a proposed \$1.4 million facility to park recreational vehicles, for which the association would buy land from the Rouse Co. Siegel said he is concerned about the plan for several reasons, such as that no independent appraisal was done on the property and that the covenants preventing Columbia residents from parking recreational vehicles

# Police Face \$36 Million Suit in Man's Death

By Graciela Sevilla  
*Washington Post Staff Writer*

The Howard County Police Department is defending itself against a \$36 million brutal-torture lawsuit filed by the family of an Alexandria man who suffocated during an arrest on Christmas Eve 1993.

Relatives of Jose Ines Melendez, 24, a Salvadoran landscape worker, filed the federal suit alleging that the drunken man died after several officers used "excessive force" to arrest him. They contend that rescue workers positioned Melendez in a way that caused him to suffocate on the way to Row-

ard County General Hospital near Columbia.

"It's pretty brutal stuff, what they did to him," said Joseph Malouf, a Virginia lawyer representing Melendez's brother, Jorge Melendez. "They made a lot of mistakes and used poor judgment."

Police officials would not comment on the case, which was filed in December in U.S. District Court in Baltimore. However, Det. James Fitzgerald, president of the Howard County Police Officers Association, called the lawsuit "frivolous."

"It's unbelievable," Fitzgerald said. "We have such a kind and gentle police depart-

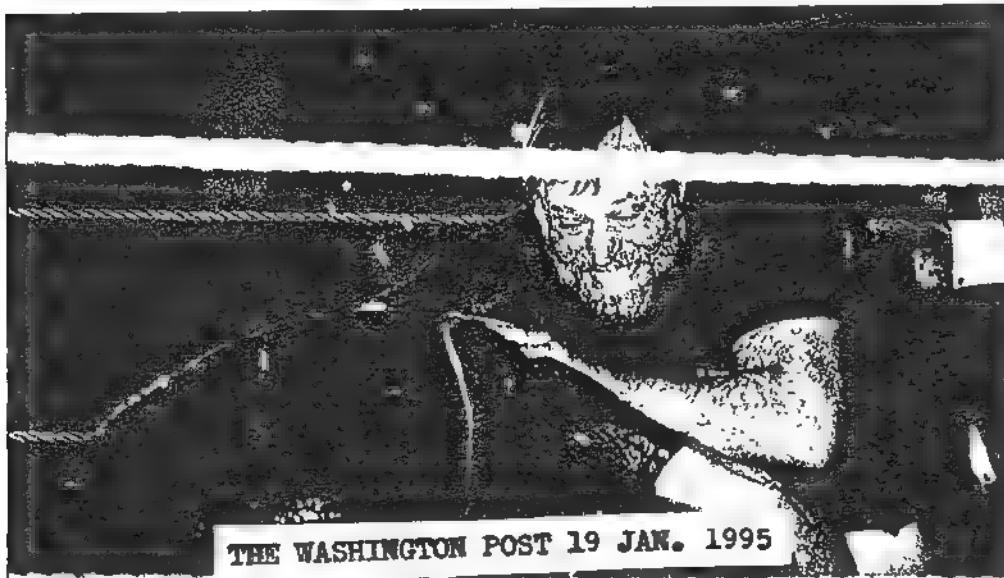
ment, especially if you look at surrounding area departments."

The officers named in the lawsuit are Jerry Price, now a detective with eight years on the force; Michael Vichuck, a patrol officer of nine years; and Victor Ricuer, who resigned in December after eight years.

Melendez's death brought a tragic end to a holiday party that he had attended with his wife, children and other family members at a cousin's home at the Deep Run Mobile Home Park in Jessup.

That night, according to relatives, Melendez smoked some marijuana and became

See LAWSUIT, Page 2, Col. 1



THE WASHINGTON POST 19 JAN. 1995



BY ALICE MANN - THE WASHINGTON POST

Maria Martinez, widow of Jose Luis Melendez, with their children, from left, Christian, 4, Stephanie, 2, and Brian, 2.

## Family Sues County Police Over Death

### LAWSUIT, From Page 1

drunk. Afterward, he threw his 18-month-old son on the floor, causing head injuries and prompting a relative to call police, family members said.

Five officers were involved in arresting Melendez. Police described Melendez as combative. Family members dispute that, saying he was calm by the time police arrived and was too drunk to fight.

The lawsuit accuses the officers of hazing and kicking Melendez after the man was handcuffed and "thus posing no threat to [the] officers."

The suit further states that after a beating by police, Melendez became unconscious and was then strapped, with his head and neck covered, on a stretcher for an ambulance ride to the hospital, where he was declared dead.

An autopsy report from the state medical examiner confirms that Melendez was "placed face down with his cuffed hands above his head on an ambulance stretcher and secured by the use of a device consisting of a heavy canvas sheet with multiple straps (a 'blue monster'). . . .

"During transportation to the hospital, he was quiet and not moving, but his vital signs allegedly were not checked. . . . Upon arrival at the emergency room, he was found to be unresponsive."

The report also states that Melendez "died of positional and compression asphyxia" complicated by alcohol intoxication and obesity.

Last summer, the case went be-



José Luis Melendez, of Alexandria, suffocated on Christmas Eve 1993.

fore the county grand jury, which determined that there was no criminal wrongdoing on the part of the officers or emergency medical workers. It did not return indictments.

In July, the county reached an undisclosed settlement to dismiss another brutality suit brought by the family of two young men arrested during a party at a Jessup motel in January 1990. Riemer was among the three officers named in the \$6.5 million federal lawsuit filed by the family of Mickey and Carl Bowie.

In the same month the Bowie law-

suit was settled on terms that included a financial payment, Riemer was reassigned as the front-desk duty officer at the southern district station. Sgt. Steven Keller, a department spokesman, said Riemer's reassignment and resignation were unrelated to the two incidents.

Another brutality suit was filed in September by a former Columbia couple, alleging that the husband was beaten and permanently injured during an arrest by officers called to a domestic argument. The outcome of that suit, filed by John and Mary Anne Dyer, is pending.

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# Ex-Officer Tells Court Of Protection And Payoffs

By GEORGE JAMES

A former police officer who is the Government's main witness in the 30th Precinct corruption scandal testified yesterday that he and his partner took gifts from drug dealers for protecting them, including a motorcycle, a Cadillac and a \$3,000 automobile paint job.

In one instance, the two returned the favor, he testified; he said he and his partner bought a drug dealer a Christmas present — a bulletproof vest. When asked why, the witness, George Nova, replied, "We wanted to give him a Christmas gift, and we didn't know what to give him."

Mr. Nova, 27, a former plainclothes officer who has pleaded guilty to civil rights violations and distribution of narcotics in hopes of getting a reduced sentence, testified for the second day in the trial of his former partner and onetime close friend, John Arena, in Federal District Court in Manhattan.

Mr. Arena, 32, who is charged with distributing narcotics, accepting bribes and conducting illegal searches, is the first officer to go on trial among the 30 who have been arrested since March in one of the worst police corruption scandals involving a New York City precinct. Fourteen of the 20 under Federal jurisdiction have pleaded guilty.

In a matter-of-fact, emotionless voice, Mr. Nova went through a catalogue of offenses he said he and Mr. Arena had committed. They included taking drug payoffs, stealing drugs and money and selling the drugs themselves, helping other officers in the station house in northwest Harlem get rid of drugs they had stolen and keeping the police away from drug dealers.

In a break during Friday's testimony by Mr. Nova, Mr. Arena said: "You hear a guy up there talking about how he committed perjury 12 times. And they are going to use someone like that against me? It's numbing. That's really the only way I can describe it."

Mr. Nova, who was arrested in September 1993 and then wore a recording device after agreeing to help investigators catch other corrupt officers, did not look at the

defendant, with whom he had once socialized after work. Instead he focused on the Assistant United States Attorney, Andrew Dember, as Mr. Dember asked him questions.

In four hours of testimony on Friday, Mr. Nova spoke of how he had slid from being a zealous rookie to a corrupt officer, beginning by breaking the rules governing searches and arrests and moving on to taking bribes and selling drugs.

Mr. Nova said that beginning around Christmas 1991, he began accepting payoffs from drug dealers in the area of West 140th Street and Amsterdam Avenue. He said the dealers funneled the payoffs through the owner of a bodega.

In October 1992, Mr. Arena became his partner in a plainclothes street unit. Mr. Nova testified that he began giving Mr. Arena half of the bribe money. He testified that in 1992 and 1993, they split about \$10,000 in payoffs that came through the grocery store alone.

Mr. Nova said a drug dealer named Shorty Red gave him a used motorcycle. Another dealer gave Mr. Arena a 1985 or 1986 Cadillac. Mr. Nova testified. And a drug dealer named La Julia saw the rusting condition of Mr. Arena's Bronco and paid for a \$3,000 paint job. Mr. Nova said.

After he was arrested at his home on Sept. 23, 1993, Mr. Nova was taken to the United States Attorney's office in White Plains, where he was "basically confronted with the things I had done," he said.

"I knew I was caught," Mr. Nova testified.

He decided to cooperate and agreed to wear a recording device that night to the precinct picnic under the West Side Highway. By then, word of an investigation into the precinct was out. He said some of his fellow officers greeted him warmly, joked that he was getting fat, hugged him and patted his stomach.

As they continued to hug and pat other newcomers, he realized they were looking for recording devices.

"Basically," he testified, "everybody was patting everybody else down as they greeted each other."

## M.T.A. Cuts And Layoffs

## Gay Group Presses St. Patrick's Protest

By THE ASSOCIATED PRESS

NY TIMES 22 FEB. 1995

Exam

By GARRY PIER

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# Lobbying Bill Takes Detour

Continued From Page A1

al target was another nonprofit, the American Association of Persons.

Blues complained vigorously. They have, after all, been lobbying in favor of some parts of the Republican Medicare program that mean more business for them, gains that others they feel would suffer if unfriendly legislation were passed.

Senators Simpson and of Idaho have been drafting bills to withdraw the "concession" from the bill that would be made to the House: the House has passed a bill that would amend the Senate's version of the bill to allow for changes in the Senate.

Efforts to get the bill were unsuccessful. Supporters of the bill, fearing any amendment would open a floodgate, voted to leave the measure as it was.

Backers held together until amendments. The vote was not even put to a vote.

The bill might have become law except for those typographical errors. But the House also passed a resolution asking the enrolling clerk to correct the mistakes in the Senate bill, and sent that to the Senate along with the bill itself.

Nothing happened for a few days. The Democrats supporting the bill said they did not want a minute change that would help the Blues but not the A.A.P. or other nonprofit organizations affected by the Simpson amendment.

So that delay leaped Senator George Landon Kasseebaum, the Kansas Republican who heads the Senate's Labor and Human Resources Committee. She has been trying for weeks to get Senate leaders to bring up a bill that would require insurance companies to insure people who come to them with health problems.

Clinton was "in violation of constitutional requirements" and insulted the "integrity of proceedings of the House of Representatives." As his Democratic colleague, Representative Barney Frank of Massachusetts, observed, the lobbying bill "is a bill that everybody wants to vote for but not everybody wants to become law."

Mr. Bryant's resolution will come up on Saturday. But on Friday the House expects to act on one of the Senate's latest typographical error proposals. No one is quite sure which.

Meanwhile, "Congress," by Carol Greene, is available for \$4.95.

## 'Santa' and Police Tangle

WASHINGTON, Dec. 14 (AP) — The District of Columbia police have been accused of roughing up a man dressed as Santa Claus who was leading carolers outside a holiday party for the disabled.

The man playing Santa, Salvatore Gonzalez, was arrested for disorderly conduct on Tuesday night after leading a group singing outside a dinner for the handicapped.

A neighbor is reported to have complained about the singing. Mr. Gonzalez said on Wednesday that he had already finished when a police officer approached. "He threw me against the wall," Mr. Gonzalez said. "and he was grabbing me by the Santa suit, and he was shaking me."

The restaurant's owner, Karen Audia Shannon, said, "You would have thought they were collaring a murderer suspect. They were a little rough."

SATURDAY, DECEMBER 27, 1997

## After Man Is Slain by Officer, Anger and Calls for Patience

### Ordered to Halt, Victim Fled to a Brooklyn Grocery

By ROBERT D. McFADDEN

There had been a report of gunfire crackling from a rooftop, and the police had swarmed to the Glenwood Houses in Canarsie, Brooklyn. Guns were drawn, including that of Officer Michael J. Davitt, 36, who in 14 years on the force had fired eight times, shot two people and been sent down twice for weapons retraining. Danger swirled in the wintry air.

All at once, William J. Whitfield, 22, who was wanted on minor assault and marijuana charges but who was not armed and apparently had had nothing to do with any shooting in the area, came out to find a pay phone and arrange to take his fiancée and their children to his mother's home for Christmas dinner.

It was a foreboding moment that might have been inspired by Poe or O'Henry. Mr Whitfield sauntered around the corner of the red-brick building at 1658 Ralph Avenue and started across the pavement. He appeared to be coming from the area where the shots had been reported, the police said.

Officer Davitt and his partner, Officer Michael Dugan, shouted at him to halt. But Mr Whitfield — who faced Christmas in jail if he was picked up — darted into the Milky Way grocery store. A customer saw him run down an aisle of canned goods, disappearing as the officers burst in after him.

To the officers, investigators said in a preliminary report yesterday, Mr Whitfield seemed to be lurking at the back. "Drop whatever you have and step out where we can see you," one shouted.

Then, they said, Mr Whitfield appeared to

rise up suddenly. Officer Davitt fired his 9 millimeter Glock pistol. The bullet hit Mr Whitfield in the left chest, ruptured his heart, lungs, spleen and kidney and came out his lower back. He was dead when the ambulance reached Brookdale Hospital Medical Center.

Despite an extensive search, the police said they found no gun or anything that might have been mistaken for one; Mr Whitfield had been carrying only a blue knit cap that contained a large ring of keys.

By yesterday his death had ignited a storm of outrage at the predominantly black Glenwood Houses, where many residents said he had been slain without justification and charged that young black men in the area had more to fear from the police than from the streets.

And in a scenario familiar in a city where racial tensions are rarely at rest and embattled police officers often find themselves with life-or-death snap decisions, the police and Mayor Rudolph W. Giuliani urged New Yorkers not to leap to any conclusions until the facts were in, while the Rev. Al Sharpton charged that it had happened again, a white officer had killed a black man.

"How, when someone doesn't have a weapon, can any police officer justify killing anybody?" Mr Sharpton said in an interview. "It's ludicrous that an unarmed man might have threatened the police."

Mr. Sharpton, who called a news conference at his Harlem office today, said the victim's family had asked him for legal and

Continued on Page B2

# Nada, Nada

THE NEW YORK TIMES 27 DEC. 1997

Ruined Festivus for the Rest of Us?

## After Slaying by Officer, Anger and Calls for Calm

*Continued From Page B1*

other assistance on what could be a politically explosive case Mr Sharpton has often feuded with the Mayor and with the Brooklyn District Attorney, Charles J. Hynes, who may be a candidate for governor next year.

The police said that Officer Davitt had been placed on administrative duty and had exercised his right to refrain from speaking to investigators for 48 hours, precluding any possibility of hearing his version of what happened until today. But the police had a preliminary report, apparently based largely on an account provided by his partner, Officer Dugan, as well as other witnesses.

That report indicated that the confrontation that led to Mr Whitfield's death began at 12:55 P.M. Thursday with the commonest of calls, a domestic dispute, at the Glenwood Houses, a city project of six-story buildings bounded by Avenue H, East 56th Street, Glenwood Road and Ralph Avenue in Canarsie.

Four officers of the 63d Precinct responded. As they drew up at 1:05 P.M., they heard what sounded like shots from the roof of a seven-story building at 5517-21 Avenue H, in the project. The police said yesterday that it was uncertain if the sounds were actually gunshots.

In any case, reinforcements were called, and officers of the 59th and 63d Precincts, and the Brooklyn

South Task Force to which Officers Davitt and Dugan are assigned, had arrived by 1:09 P.M.

The police said Officer Davitt, who joined the force in 1963 and has 13 commendations for exceptional, meritorious and excellent police duty, had been involved in eight previous shooting incidents in which two people were injured and had been the subject of 12 civilian complaints, 7 for excessive force. All were settled or dismissed and none led to disciplinary action.

As the police moved in, witnesses told investigators, Mr Whitfield, who lived in the Summer Houses at 124 Park Avenue in Bedford-Stuyvesant, was leaving Apartment 3-B at 1658 Ralph Avenue, where his fiancée, Candy Williams, lives with their 11-month-old son, and two other children of hers.

Ms. Williams had no phone, relatives said, and Mr Whitfield went out to call his mother in East New York to tell her he was bringing his fiancée and the children to Christmas dinner. He intended to use a pay phone outside the Milky Way, at 1669 Ralph Avenue, and to pick up a few items at the store, they said.

According to his grandmother, Willie Mae Whitfield, the young man had just given Ms. Williams a diamond ring and intended to marry her in 1996 and to adopt her two older children. He also intended to enlist in the Army, she said. Tyrone Ridges, a friend, said Mr Whitfield coached a girls basketball team in the projects. Police Officer James E. Davis, a Police Academy instructor, said he had helped organize an annual march by a community anti-violence group.

So as he came around the corner and the officers ordered him to halt, he had reason to believe that if he stopped he might spend the remainder of Christmas behind bars instead of with his family. Investigators said there were varying accounts of his response. Some said he ran. Others said he walked briskly away.

Eva Perez, 43, a resident of the Glenwood Houses who knows Ms. Williams but was unacquainted with Mr Whitfield, was at the checkout counter of the Milky Way when the man came in. She said he appeared to be in a hurry as he crossed the store and went down the far aisle to

the back.

"There were two police officers near the door," she said. "One was squatting with a gun in his hand. He just ran to the back of the store and the cops ran after him."

The officers crouched at the front, weapons out. "Get out of the way!" one shouted at two employees and two patrons, who scrambled for the door. "We got him! We got him! Everybody out!" Investigators, apparently basing their preliminary report on an account provided by Officer Dugan, said the officers believed Mr. Whitfield was trying to elude them, trying to hide at the back of the store. They ordered him to come out, and a moment of confusion ensued.

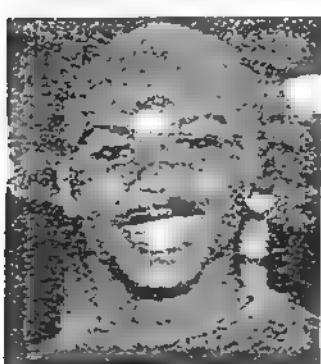
Mr Whitfield emerged suddenly, according to this account, and appeared to have something in his hand. Officer Davitt fired once, the police said, though Ms. Perez said she thought she heard two shots. She was halfway across the street then, and she said she thought, "Oh my God, somebody got shot."

Later, she said she returned to the scene and found Ms. Williams with her children. She said Ms. Williams collapsed when told that Mr. Whitfield had been shot.

A shell casing was found on the roof where officers at first thought shots had been fired, but it was unclear how long it had been there and investigators said there was doubt about whether shots had been fired at all. Certainly, they said, Mr. Whitfield had had no involvement in any shooting.

In the store, the investigators found no weapon, only Mr. Whitfield's knit cap and keys. But they noted that Officer Davitt, who apparently was six feet from the victim when he fired, might have thought the man had a weapon. Police guidelines prohibit deadly force unless an officer believes the threat of death or grievous injury is imminent.

In Gerritsen Beach, where Officer Davitt lives in a well-kept home with his wife, Linda, also a police officer, and three children, neighbors described him as a good family man and a kind, generous neighbor. "They're very good people," William Bolton, said. "He has a very nice way with the kids. It would surprise me if he did something wrong."



William J. Whitfield, 22, died before reaching Brookdale Hospital.

## A Mother With a Harsh Disease Yearns

By ANDREW JACOBS

Eileen Guez stood up with a grunt, excused herself and headed for the kitchen. "I have to light the oven for dinner," she explained as she shut



program about home security systems and repairs. The show will be called *Thus Old House of Detention*.

House Speaker Thomas Finneran continues to consolidate his extraordinary power on Beacon Hill, declaring on July 29 that dissent will no longer be tolerated among members of the lower chamber. "The trains must run on time," says Finneran, who also announced that from now on he will be addressed as *Il Duce*.

Eight months after his withdrawal from the governor's race, US Representative Joseph P. Kennedy II reenters the Democratic gubernatorial race on May Day with a stunning announcement: He will legally change his name to Joseph Patrick, dropping the Kennedy surname, which he described as a millstone too heavy to carry through his political life. Despite jettisoning his Kennedy name, he says he will

authorities in place...  
South Boston's waterfront, a few diehard activists dig in after opposing "forced busing," "forced housing," and a "forced football stadium," this hardcore band says "no to forced progress."

With the Democratic State Convention looming, Attorney General Scott Harshbarger asserts on June 2 that if he is elected governor, Christmas will no longer be a state holiday and fun will be outlawed on weekdays. Harshbarger also says that as governor, his initial speech to the Legislature will be titled as "the inaugural lecture."

Miscellaneous news flashes— "Big Dig now to be known as The Money Pit" . . . "Kraft unveils plan to build new Patriots stadium in Finneran's back yard" . . . "Red Sox unveil plan to build new ballpark in Finneran's front yard" . . . "Finneran to Pats, Sox: 'You'll pay for this.' "

## Family says man's slaying by police was unnecessary

By Paul Kandarian  
GLOBE CORRESPONDENT

FALL RIVER — The family of a 26-year-old man, who was shot dead by police on Christmas morning after he allegedly threatened an officer with a knife, is outraged that lethal force was used against their relative.

"There were five cops around, and they had to kill him?" said Suzinda Vieira, the man's aunt. "Police are supposed to be trained to do a job — they had to kill him?"

Michael Revoredo died at Charlton Memorial Hospital just before dawn on Christmas from a single gunshot wound to the abdomen. Police said Revoredo had been trying to get back into a party on the third floor of a building on High Street shortly before 4 a.m. Thursday.

He had been thrown out of the party after getting into a fight and got the knife from a second-floor

apartment, after a friend there had let him in to clean up. That friend called 911 when he saw Revoredo snatch the knife from the kitchen, police said.

The shooting is being investigated by the Bristol district attorney's office and Fall River police, said Detective Lieutenant John M. Souza.

Revoredo, who had recently been laid off from a carpenter's job, lived in an apartment with his grandmother, his family said. Under the Christmas tree, new clothes Revoredo had gotten for the holiday were still there, fresh out of the packages. Pictures of the young man, from birth to recent times, lined the walls.

"This isn't right, it's just not right, they didn't have to do this," said Ines Patrino, Revoredo's aunt. "Someone on the third floor, who knew Michael wanted to come down and help talk him into dropping the knife, but the police wouldn't let her. So they shot him."



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**ALL-SOUP VICTIM** of police brutality, Mother Louima, attends funeral of William Whitfield, shot by a cop.

that," Sharpton said.

As Sharpton called for justice, the dead man's family mourned Whitfield for simpler reasons.

"Officer Davitt . . . we want you to know that when you fired that fatal shot you put a

hole in our hearts, which is irreparable," family friend DeLores Drayton said, as she read a poem about Whitfield written by his family.

Whitfield's fiance, Larrell (Candy) Williams, told the gathering, "Don't cry."

"I know it's hard," she said, "but we need to stay strong. We need to get justice and make sure this doesn't happen to any more black children."

After the service, Whitfield was buried at Rosehill Cemetery in Linden, N.J.

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# Cops who've shot facing city review

By ALICE McQUELLAN

Daily News Staff Writer

The Police Department yesterday began a firearms review to spot trigger-happy officers after it was revealed that the cop who gunned down an unarmed Brooklyn man on Christmas Day has the most shootings on the force.

Sparked by the fatal shooting of Michael Whitfield, Police Commissioner Howard Safir ordered an investigation of about 200 cops involved in three or more shootings in their careers.

First among those 200 is Officer Michael Davitt. During a search for a sniper Dec. 25 in Canarsie, Brooklyn, he shot Whitfield, possibly mistaking a leather key strap the unarmed man held for a gun.

In his 14 years on the force, Davitt, 36, has been in eight prior shootings — rare in a department where 93% of the 38,000 officers have never fired their guns. Officials said Davitt's eight previous shootings fell within NYPD guidelines.

Safir said the officials will look at disciplinary records, sick time, civilian complaints and the shootings before deciding whether any of the 200 need retraining or new assignments.

But while saying he was concerned any time a cop fires a weapon, Safir stressed, "Just because someone is in a shooting, doesn't mean he acted improperly."

"You have to evaluate each case on its merits," he added. "I'm not going to

say because a cop is involved in eight shootings that he ought not to be on the street."

Safir also said Davitt, who has had 249 arrests since he joined the force in 1983, is among the top 10% most active officers and is highly decorated.

Police have never before compiled a list of shootings by individual officers in the 25 years they have been keeping reliable firearms records.

Nine months ago, Safir began flagging cops with three or more civilian complaints.

Sources said that of the 200 cops, about half have fired three times, including accidental discharges.

Seven cops have six or more shootings, and at least one of those has been involved in seven, but Davitt is the leader with eight past shootings.

Among the 200 cops, police will review any discharge of a firearm — whether it's accidental or involving a person or dog, or whether there are injuries — that falls outside a shooting at an authorized police range.

Davitt first used his weapon when he was on the force just 28 days as a police academy trainee.

While off-duty, he fired and hit one of three men allegedly trying to assault him at a hockey game in 1983.

In all his past shootings, two men were wounded in the knee and foot. In 1994 and 1995, Davitt fired accidentally and was sent to routine retraining after each incident.

» **LIKE MOST BLACKS**, BANNERMAN IS A VETERAN OF THE U.S. ARMY. But he's not the only one who has had a run-in with the military. His son, who served in the Army National Guard, was killed by police officers — never mind that during the war, black soldiers are considered combat kills, while white ones are called "non-combatants."

His son was killed by several black New York City police officers, and his family was one of countless that have nothing but bad feelings about them. "They're not gonna push the issue," Bannerman says. "Because all the officers involved in the alleged killing of his son are black."

"They're not gonna get away with this," he says.

Nearly two hours after the seven black bridge officers cover their eyes and mouths with their hands, the two remaining officers are led away from the scene. They are followed by a crowd of reporters and spectators who have gathered outside the subway station in Brooklyn.

At 10:30 a.m., Bannerman is led outside by a police officer and his son's body is carried into an ambulance. The body is then transported to the medical examiner's office in Brooklyn.

At 11:30 a.m., the coroner's office holds a hearing to determine if there was foul play. The coroner, Dr. Michael Seigel, along with the New York City medical examiner, Dr. Peter Lippman, and a police officer, review the evidence. The coroner's report states that the cause of death was "suicide by hanging." The coroner also states that the death was ruled a homicide because the police officer who found the body had "no history of mental illness or drug abuse."

A female subway clerk at the station, Pamela Williams, says she saw a man fall onto the tracks at 10:15 a.m.

At 11:45 a.m., the coroner's office releases the body to the police. The police then transport the body to the medical examiner's office in Brooklyn. The coroner's report states that the cause of death was "suicide by hanging." The coroner also states that the death was ruled a homicide because the police officer who found the body had "no history of mental illness or drug abuse."

THE VILLAGE VOICE 8 DEC. 1998

## 'homicide by cop'

THE MEDICAL EXAMINER RULED REGINALD BANNERMAN'S DEATH A SUICIDE, BUT HIS FAMILY INSISTS THAT A ROGUE BLACK COP PUSHED HIM IN FRONT OF A SUBWAY TRAIN. BY PETER NOLAN

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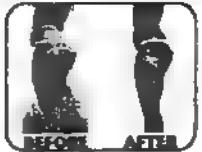
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PHOTOGRAPH BY LEN PRINCE



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NOEL (continued from page 57)

another passenger claimed he saw two men scuffling on the platform.

"His reaction was, 'Oh shit!' And he ran upstairs," the source says. Law enforcement sources denied there was a scuffle. "The lone independent witness on the platform said he saw Bannerman pacing up and down, and both he and the motorman said they saw him leap in front of the train," the source says. (The Bannerman family has filed a notice of claim with the city, arguing in part that the motorman was negligent because he failed to stop the train when he spotted Reginald.) "Our position is that he did have time," says attorney Ron Kuby, who is representing the family with Michael Moisberg.)

In the wake of the indictment of four detectives in connection with Reginald's death, some of the accused officers' colleagues are trumpeting the theory that the case is probably another example of "suicide by cop."

Within days of scraping Reginald's mangled body off the subway tracks, the medical examiner ruled his death a suicide. Yet anyone who saw Reginald that night remembers him begging for his life—not acting like someone trying to get cops to kill him.

Officers Lloyd Barnaby, 38, and Mark Cooper, 28, face assault charges for allegedly stomping and kicking Reginald with their boots, beating him with a glass bottle, and firing over his head as he ran away. Along with Officer Edward Howard, 30, Barnaby and Cooper are accused of tampering with evidence by recovering shell casings to conceal what they did. And according to the Brooklyn district attorney, who unsealed the indictment on November 23, Cooper, Barnaby, and Officer Orice Connor, 29, were charged with official misconduct for failing to report the use of physical force. Barnaby also allegedly intimidated Karen Harmsey, a 35-year-old witness. (Marilyn Kornberg, the attorney for Connor and Howard, says that his clients were not present when Reginald was allegedly beaten.)

A veteran detective, upset over the indictment, argues that when Reginald "picked a fight" with the off-duty cops inside the BBB Soul and Seafood House restaurant in Crown Heights, he fit the pattern of a distraught person seeking death by police gunfire.

"That's just absurd," responds Kuby, who adds that the family also intends to sue the city for wrongful death. "If he wanted to commit suicide that night all he had to do was stand still because the cops were trying to kill him."

Although "suicide by cop" is a controversial topic gaining serious attention from law enforcement agencies nationwide, that theory has not been adopted by lawyers for the defendants or by Police Commissioner Howard Safir, who said that "the NYPD took immediate disciplinary action against... officers believed to be involved in the Bannerman case."

The Bannerman family has no doubts. "My brother's street name was 'Lil,' " says George Bannerman, 41, who tried to save Reginald as the cops allegedly pummeled him. "He had everything to live for. He was the opposite of me."

"He was working two jobs," adds the dead man's father. "He was a happy man. He loved his seven-year-old daughter, NaNa. If you can kill yourself, why bother to pay your fare at the subway?"

Mr. Bannerman's theory is that his son's death is instead a case of "homicide by cop." He speculates that "after beating him like they did they knew they was gon' lose their jobs so they killed him to cover up, so he won't talk. I think they tried to make it look like he

jumped in front of the train."

While Mr. Bannerman clings to his belief, Kuby says there is no evidence that Reginald was pushed. "Common sense dictates that he was chased, common sense dictates that he was followed, that the police officers played a direct role in his death," he told the Associated Press. In an interview with the voice, he added: "The most likely scenario is that he was beaten so badly—one of his eyes was hanging out of its socket—that he became dazed, confused, and fell."

None of the alleged killer cops were charged with murder. But if they pursue "suicide by cop" as a defense, the allegations surrounding Reginald Bannerman's death may well help to redefine the meaning of that term as we know it.

**IT WAS THE DAY BEFORE CHRISTMAS**—1997. Lefferts High School, where Reginald Bannerman worked as a phys-ed instructor for 18 years, was closed. Reginald usually worked two jobs, but this Christmas he was devoting all his time to helping out at the "Three Bs," the restaurant at Bedford Avenue and Crown Street co-owned by his brother-in-law, Michael Knight.

Reginald, the restaurant's maintenance man, liked to rub shoulders with the prominent clientele, who included Mike Tyson, Erykah Badu, and Chico DeBarge. Protective of the restaurant's image as one of the trending in Brooklyn, Reginald doubled as security when patrons got rowdy. According to George Bannerman, who was working at the restaurant the night his brother was attacked, Reginald walked over to a raucous group of black men, who were celebrating a birthday, and asked them to tone down their revelry.

"One dude asked my brother, 'Do you own this?'" George recalls. "My brother said, 'No, I know the owner.'" George says that both he and Reginald continued with their chores. Around 12:30 a.m., as the restaurant was getting ready to close, he heard a commotion and stepped outside.

George remembers that he saw about seven men—some dressed in urban-awareness wear—one with oversized construction boots kicking and stomping someone on the ground. It was his brother.

"This dude is jumping in his face, stomping," he recalls. George says he wedged himself between his brother and the man, who he describes as baldheaded, stocky, and light-skinned. He clasped his hands and thwarted another attempt to stomp Reginald, who appeared to be unconscious. "Man, you can't stomp him in his face, that's my brother!" he protested.

George says one of the men took a hot bat and beat Reginald in the face with it. Michael Knight reportedly rushed to his brother-in-law's aid, shouting, "Man, what the fuck you doing?"

Meanwhile, George, hovering over his brother, tried to protect him from the mob. Twice he blocked blows. Then, as one assailant attempted to deliver what George feared would be the coup de grace, he says he took off his shirt and threw it at him, signaling by the prizefighter's code that the opponent had had enough.

Suddenly, George felt the cold muzzle of a 9mm pistol pressed against his temple. The gunman said nothing and George did not hear as much as a whimper from his brother. (A prosecutor's statement announcing the indictment identified Detective Cooper as the officer "accused of menacing George Bannerman... by intentionally placing him in fear of serious physical injury or death by displaying a handgun." Cooper's attorney, Alan Priem, could not be reached for comment.)

"I thought they [continued on page 57]

done stamped him out," George recalls. But suddenly, Reginald sprang from the ground.

"Somehow, my brother got up," George says. "They were all kind of shocked that he got up, the way they were stomping him." As Reginald broke free and started running down Bedford Avenue toward Empire Boulevard, several of the men allegedly whipped out guns and fired in rapid succession at him.

"They was tryin' to hit my brother," George insists. He says he attempted to follow Reginald but was held back by Knight, who urged him to go back to the restaurant. Meanwhile, the gunfire had alerted uniformed cops in squad cars nearby. "It's under control!" George remembers hearing some of the men shout as they flashed badges at the arriving officers. "It was then I knew that they were cops," he says.

After the squad cars departed, the plainclothes cops scattered. Two of them darted in the direction Reginald had fled. According to George, his brother—terrified that the cops were chasing him—ran past his own apartment building nearby.

George says one of his brother's friends told him that Reginald appeared at his Lefferts Avenue apartment early that morning "all busted up, eyes bleeding, face swollen up." When the friend sat Reginald down and went to grab a coat to take him to the hospital, Reginald said he was going to his mother's apartment. He ran off, and it was the last the friend saw of him.

**GEORGE BANNERMAN** assumed that his brother had escaped and was hiding somewhere until it was safe to surface. "My brother was the type who would call his wife or our mother if he wasn't coming home," George ex-

plains. "If I hadn't showed up, they woulda thought nothing of it."

"When he didn't call, I knew something was wrong," says Mr. Bannerman, who lives in South Carolina, but was in New York for the holiday. "I never come into town and he doesn't call me. Never." Sensing that something tragic had happened, Mr. Bannerman repeatedly called Reginald's wife, Joanna, looking for her. "I said this thing is very ugly. I didn't sleep all night. I just looked at television and cried."

Later that morning, after none of Reginald's relatives had heard from him, Mr. Bannerman drove his wife, Joanna, to Lutheran Hospital where she works as a medical technician. Before leaving the hospital he told her: "I'ma find him today, but I believe he is dead. It's not like him not to call."

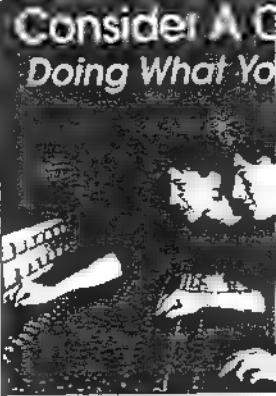
Mr. Bannerman's agonizing search eventually led him to the Kings County Hospital morgue. As the attendant was about to show him a photo of a "John Doe" that had recently arrived, Mr. Bannerman remembers instinctively remarking, "Oh God, that's him!"

But he couldn't help looking.

"When I seen my son laying up there like that with his face all busted up, mister, something took my whole chest and tore it out. I was so messed up I couldn't sign papers. As I walked back downstairs my daughter, Regina, and her husband, Michael, was coming in. Both got hysterical and fainted."

It was left to A.B. Bannerman to notify his wife about Reginald's death. "We went up to the room where she was working," he remembers. "Her back was turned, and as she looked around and seen us crying, she said, 'Not my boy. Oh, no! Not my boy!'"

Research: W. Michelle Beckles



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Minnie Mouse gets a tweak on the nose Wednesday from Schyler Massen on Mermaid Lane in Philadelphia. Minnie joined Mickey Mouse in handing out tickets to Disney's "The Little Mermaid on Ice" playing at the city's First Union Center.

## Attorney general asked to probe police shooting

From our news services

EASTON - A Northampton County prosecutor said a police officer fatally shot a man in the head while the victim drove away in a pickup truck, but wants the state to take over the case because of a possible conflict of interest.

District Attorney John Morganelli said in a letter to the state attorney general's office that he wants it to investigate whether Easton Patrolman Scott Cameron used justified force in the fatal shooting of John E. Rapp Christmas Eve.

One of the Morganelli's assistants is married to an Easton police detective. Since both were at the crime scene, they could be called to testify at possible court proceedings, Morganelli said Tuesday.

Cameron, 30, a city officer since 1995, is on paid leave during the investigation.

Cameron was on routine patrol when he came across Rapp hunched over the steering wheel of his pickup truck, the letter said. Cameron tried to rouse the driver by running his siren then got out of his vehicle and banged on the window of the truck.

"At some point," the letter said, "the operator of the vehicle was aroused and subsequently placed his car into operation, allegedly nearly striking the police officer."

As Rapp's vehicle left, Cameron fired one shot which went through the rear window of Rapp's truck and hit him in the head, the letter said.

### ■ School standards get final approval

HARRISBURG - The state attorney general's office has given final approval to new academic standards for Pennsylvania's school students.

"With these new standards and assessments, Pennsylvanians will have a clear picture of how well their children know and understand academic subjects," state Education Secretary Eugene Hickok said Wednesday. "We'll also know how well our schools and our teachers are doing to prepare our students for the challenges and opportunities of the 21st century."

The new rules specify skills which students are expected to master in the 3rd, 5th, 8th and 11th grades. The subjects cover statistical analysis, number relationships, grammar, punctuation, literature and speechmaking.

Many schools have already started using the standards, which will become mandatory in January 1999.

### ■ Investors seek hotel deal extension

BETHLEHEM - Christmas City Hotel Corp. wants more time to close its \$1.9 million deal to buy Hotel Bethlehem, now that it has come closer to the announcement of a deal to sell its other hotel, the

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Associated Press

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test, or the test, like it is, exam that starts Tuesday.

"I was very scared," admitted 9-year-old Tiffany Ng, who said she'd spent a sleepless night. "I thought I was going to fail. But my parents encouraged me by saying if I passed, they would do anything I want."

Teachers, parents and fourth-graders around the city have been obsessed with the new standardized test since the state announced it was go-

ing to the format of the test, which requires them to take notes and write essays, will score lower than their true capabilities would indicate.

Tutorials and after-school classes have been held at many schools, including during the winter break, to get kids used to the exam environment and the test format.

"I think this test really destroyed their Christmas vacation," said Lily Woo, the prin-

icipal of the Bronx's Lincoln Park School. "It's tarnished if the kids learn poorly because of difficulties with the test format."

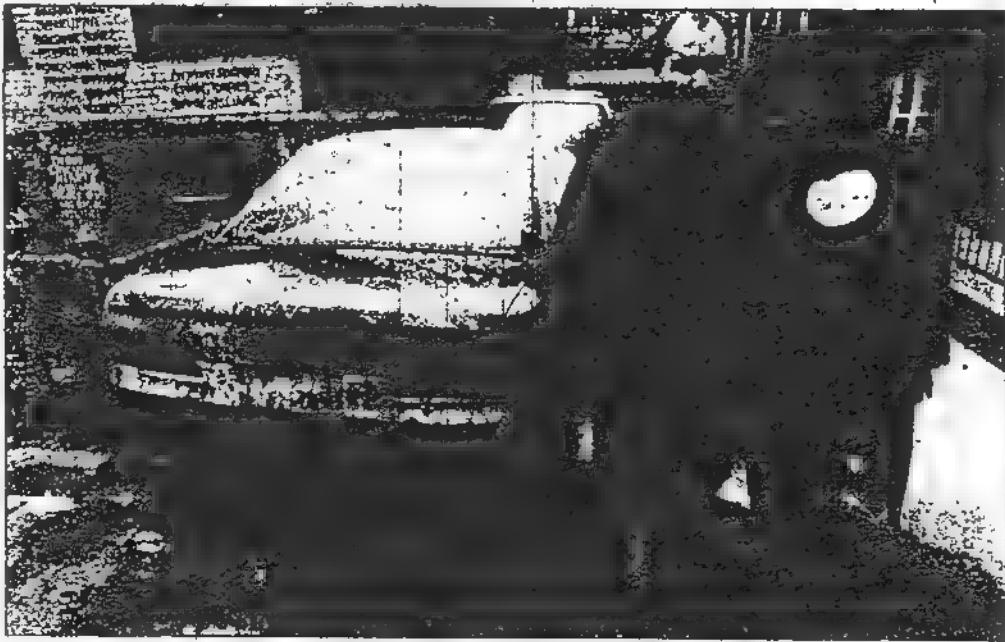
"These kids have never had the experience of taking notes before," she said. "Now, they have to listen to a passage from a folk tale, extract information they think is important and then answer questions."

Teachers have been advising kids not to get hung up on terms they don't understand, and getting them to practice taking notes.

ng organizations such as Center for Fair and Open Testing, say standardized exams give an edge to rich kids who can afford extra tutoring and simply measure how good students are at tests.

Little Albert Lam, 8, gave a scathing evaluation of the exam process.

"It's stupid," he said, as his friends chatted in Chinese. "This is my second time [taking a test]. I think they're stupid."



MICHAEL BONVANNE

SUSPECTORS: Antonio and Margarita Rosario next to blue Ford Taurus that was set afire last week.

## Couple suspicious of car blaze

By TOM RAFTERY and RALPH R. ORTEGA  
Daily News Staff Writers

For nearly four years, Margarita and Antonio Rosario's blue Ford Taurus served as a moving memorial to their dead son, killed when cops pumped 14 bullets into his back and side.

"Anthony Rosario killed by cops," read the words painted atop the car's trunk.

Last week, someone set the car ablaze, stuffing a Christmas tree under it and then igniting the tree. The car was parked near the couple's Bronx apartment.

The Rosarios, who founded Parents Against Police Brutality after their son's death had been discussing police brutality on a radio program on WBAI-FM (99.5) the night before.

"I was talking about Patrick Brosnan and James Crowe," Margarita Rosario said, referring to the cops who shot her

son, "and then this happened."

Brosnan and Crowe, who have since left the force, were cleared by a grand jury of any wrongdoing.

The Rosarios maintain that the shooting was an execution and have lobbied against police brutality ever since.

Fire marshals, as well as the police' Internal Affairs Bureau, are investigating the blaze.

The Fire Department's bureau of investigations and trials also is looking into a comment that a firefighter allegedly made to the Rosarios, department spokesman Brian Dixon said.

The unidentified firefighter told the Rosarios that his brother was a cop, then added:

"I don't want to hear it. I don't want to hear it. You probably deserved what you got," according to Margarita Rosario.

Through the years, the Rosarios said they have encountered cops making obscene hand gestures or laughing outside their home. They now believe the tree fire may be the latest retaliation for their efforts and suggest that cops may be behind it.

"It gives me more energy to keep fighting... to seek justice for my son. He didn't deserve what they did to him."

The couple's next move will likely build a rally against police brutality outside City Hall at 5 p.m. Tuesday, the fourth anniversary of their son's death.

**"It gives me more energy to keep fighting... to seek justice for my son."**

ANTONIO ROSARIO

# Shooting probe begins, family grieves

By Sherman Smith  
News-Sentinel staff writer

Two days after a Lodi man was shot to death in his driveway by police, investigators began the work of writing police reports while the man's family made funeral arrangements.

Kenneth Albert, 48, was killed late Tuesday night outside his home on the 800 block of Cardinal Street. Albert was outside the home threatening suicide and allegedly threatening officers with a small cannon or model rocket launcher. Police say Albert began lighting the fuse and at one point said, "Go ahead and kill me."

Police Sgt. Dennis Cunningham and Officer Kristi Wisecarver reportedly fired a total of three shots after repeatedly telling Albert to drop his weapon.

Meanwhile, Albert's family has raised questions about the manner in which police responded to the incident.

"You're talking about a 310-pound man," said Albert's wife, Donna Albert. "Are you telling me it's easier to shoot him in the head than in the stomach?"

Officers fired three shots at Albert, said Lodi police Det. Harry Webb, the lead investigator on the case. Police are trained, when shooting a suspect, to shoot twice in the center of a suspect's body and a third time in the head, Webb said. Webb did not know who fired each bullet, but said one bullet was

lodged in Albert's hip.

"One bullet lodged in his hip and probably wouldn't have disabled him," Webb said. "It probably would have put him on the ground. If he was intent on dislodging that device, he probably could have done it after that shot." A bullet fired at Albert's head did not strike his brain but lodged in his sinus area and then into his mouth, Webb said. Webb and other detectives began writing a synopsis and other incident reports related to the case Thursday.

Meanwhile, Donna Albert said by calling police, she was trying to prevent what happened — her husband's death.

"I called them and asked them for help," Donna Albert said. "They did not help me. They ruined my life. The first thing I said to them when I called, was 'If I still lived in Stockton, I would be calling the mental health emergency line, not the police.'" Albert said her husband, a Vietnam veteran who often had flashbacks of the war, may have believed he was in war when he held the two-foot rocket launcher Tuesday night in front of their home.

"This man was blind," Donna Albert said. "He couldn't see without his glasses on. They could have walked up to him and put their arms around him and he still would have been trying to light the fuse."

"I never thought the Lodi Police Department would shoot a man in my driveway like an animal. A po-

lice officer's job is to also think of the person he's being called to help. This is not a combat zone."

Authorities, including the Department of Justice, the San Joaquin County District Attorney's Office, and four Lodi police detectives, have begun a protocol investigation — standard procedure when an officer shoots a suspect. A protocol case is meant to result in a neutral investigation process.

"You have to go out and gather the facts and prevent bias and that's what we do," Webb said.

Investigators are looking into the possibility that Albert's death was a "blue suicide," or a "suicide by cop," a death in which the suspect uses the officers to kill him.

Also standard procedure, Wisecarver and Cunningham have been placed on paid administrative leave.

Kenneth Albert's body has not been released by authorities, but Donna Albert was beginning funeral preparations Thursday.

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**STUART LITTLE** PG  
X-Mon-Eve: (11-15, 3-25) 5:20, 7:15  
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"Special Engagement"

LODI NEWS-SENTINEL 24 DEC. 1999 **TORY 2** (M)  
(13, 14, 16, 4-40) 7:00

**THE GREEN MILE** PG

X-Man-Fri: (13-20) 4:15

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MONDAY CINEMA  
6:30, WEST LANE • 5TH STINE • 5TH  
AVENUE • 2ND AVENUE • THE CERTIFIED  
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**STUART LITTLE** (PG)

"NO PASSES" DAILY (11-22, 1:30, 2:45) 8:05

**BICENTENNIAL MAN** (PG)

"NO PASSES" DAILY (10-21, 1:30, 4:20) 7:15

**ANNA AND THE KING** (PG-13)

"NO PASSES" DAILY (12-20, 2:45) 7:05

**THE GREEN MILE** (PG)

"NO PASSES" DAILY (12-20, 1:30, 4:00)

**END OF DAYS** (PG)

DAILY (14-20) 7:45

# The Metro Section

The New York Times

## Police Officer Fatally Shoots Two Suspects

By EDWARD WONG  
and ELISSA GOOTMAN

An off-duty police detective last night shot and killed two young men who tried to hold up a Brooklyn bodega owned by the detective's mother-in-law, the police said. One of the men brandished what investigators believe was a handgun during the robbery attempt, police officials said.

The men, both in their 20's, strode into the Two Flag Deli Grocery at 162 Franklin Street in Greenpoint's historic district about 6:15 p.m. and told the four people in the store — the detective, Michael Zeller, his wife and two children — to get down on the floor, a police official said. One of the men waved what looked like a handgun, said Detective Edward Reuss, a police spokesman.

Detective Zeller and his wife lay on top of their two children — one 5 months old, the other 2 years old — to shield them, a police official said.

It was unclear exactly what happened next, the police said. But Detective Zeller drew a handgun and began firing, police officials and neighbors said. Both robbery suspects were wounded, and one died at the scene, Detective Reuss said. The other man was taken to Woodhull Medical and Mental Health Center, where he was pronounced dead.

The shootings shattered a Christmas Eve calm on a primarily residential block of apartment buildings with holiday lights blinking in many windows as neighbors gathered with their families. In the hours after the shootings, those same residents stood watching in the cold as two dozen police officers sealed off the scene with yellow tape. Occasionally, a fierce wind whipped the white sheet covering the body of one suspect, who was wearing a black

jacket and black ski hat, his right cheek lying in a pool of blood.

Detective Zeller, a 15-year veteran of the Police Department assigned to the Brooklyn North gang unit, was not injured, but he was taken along with his family to Wyckoff Heights Medical Center and treated for trauma, the police said.

A police official said that the suspects had not fired any shots, and that the handgun was still lying untouched on the floor of the bodega at 10 p.m. Investigators later picked it up and said it was almost certainly a real, working gun, an official said.

The police did not immediately identify the men who were killed. They said one of the men did not have any identification on him. The other man lived in Queens, an official said, but his name was being withheld pending notification of his family.

Several neighbors said the bodega is owned by a woman named Hilda Nieves, Detective Zeller's mother-in-law, who lives in a four-story brick-and-concrete block apartment building across the street. The neighbors said she had left the store just before the men entered to put some of her grandchildren to bed.

The bodega, neighbors said, is a popular hangout with local children, who often sit around a kitchen table in the rear, eating sandwiches and watching a television set on the deli counter.

Last night, signs of the holiday season draped the store. Strings of white lights snaked over black metal bars covering the windows, which were decorated with paper cutouts of Christmas stockings, snowmen and the words "Merry Christmas" in orange.

Continued on Page B2



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bill Mr. Shades then quickly reached into his pocket and added his own enthusiasm. The drummer left the car with a huge grin.

"That guy made my day," I said to Mr. Shades.

"Mine too," he replied.

Observations for this column may be sent to Metropolitan Diary, Style Department, The New York Times, 229 West 43rd Street, New York, N.Y. 10036. Please include your name, address and daytime telephone number (required). Upon request, names may be withheld in print. Letters become the property of The Times and cannot be returned. They may be edited, and may be republished in all media.

I was on the bus recently when a woman touched my elbow and said, "You got engaged at Tiffany's last December." Stunned, I racked my brain — who would know that information but not my name?

"I'm the person who waited on you," she said. "I knew I would never forget your face."

"I'm married now," I replied and held out my hand to show her both my wedding ring and the ring she had sold us. She went on to ask me all about my wedding, and we chatted for about 10 minutes.

What had happened last year was that my fiancé (now my husband) and I had gone into Tiffany's one crowded Saturday morning, and I was hoping he was going to ask me to marry him.

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woman stop

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## Officer Kills 2 Robbery Suspects in Brooklyn Store

Continued From Page B1

nate, festive flourishes. Stacks of diapers and toilet paper sat on the shelves, and a Boar's Head sign hung above the deli.

Outside, a single lamppost cast a yellow pool of light, and blue rubber evidence gloves lay scattered over the sidewalk.

"It's like going to your grandmother's house on the weekend," said Richie Abramowitz, 27, who has lived in the area for five years and visits the store several times a week. "This is one of the few stores in the area where you can send your kids to get groceries and feel safe about it. There's always some young children in the store."

But that thin veil of security had clearly been torn to shreds last night. Ms. Nieves stood across the street, staring blankly at the bodega, and refused to speak to reporters. A son, in his 20's, stood next to her, cradling an infant boy and trying to comfort her as she sobbed quietly.

Ms. Nieves's grandchildren are often among those at the bodega, which neighbors said she had run for about two years. Before that, the building had housed a bakery, they said.

The stretch of Franklin Street between 10th Street and Java Street,



Officer Michael Zeller/The New York Times

Officials say an off-duty detective, Michael Zeller, shot two men who tried to rob this Brooklyn bodega, which is owned by his mother-in-law.

where the bodega is located, is a mostly residential area with many Latino immigrants. The large apartment complex where Ms. Nieves lives sits across the street from the store. The block also has a tire shop and a few other bodegas.

One distraught man who lives a few floors below Ms. Nieves, Juan Ramon Ramirez, 41, said he had

stopped in the bodega an hour before the shootings to buy soda and some plantains. He had watched as Ms. Nieves played with Detective Zeller's two children. "Very nice children," he said. "Hilda is a very nice lady."

And as for the detective, Mr. Ramirez said, he is "very polite, a perfect gentleman."

## Success Story for Children, but the Ending

Continued From Page B1

peak of 48,100 in 1991, in part reflects the departure of a huge contingent of children affected by the crack epidemic who are reaching adulthood, and masks the fact that annual removals of children from their homes surged to 12,536 in fiscal year 1996, from 7,949 in 1995, before subsiding to about 10,000 in each of the last two years. Many child advocates say that

agency and is now an editor at Child Welfare Watch, a watchdog publication. "The political winds and the political landscape have to be going in the same direction."

The city acknowledges that the private agencies have lagged far behind in training, salaries and management, while the city upgraded its own staff and supervisors. The expert panel has urged the city to lobby the State Legislature for better agency reimbursement, and a new formula-

the panel called the heart of any lasting overhaul.

Mr. Giuliani's initial budget cuts sharply reduced these prevention programs, and money for them has remained flat for four years, even as Mr. Scoppetta commanded a \$43 million increase in his agency's budget.

Sympathy for parents with children at risk of foster care placement probably reached a low point at the end of 1995, when Elisa Izquierdo, 6, was beaten to death by her mother

according to police, while four of his passengers, all between ages 17 and 21, suffered minor injuries.

Leonard and passenger Jessica Bink, 19, of New Cumberland, both suffered minor injuries as well.

■ Keith Redding of New Oxford was not injured after his 1999 Ford truck slid on the ice at

Germany Township, spun around and struck a utility pole, according to state police.

■ Twelve traps were removed from a trap line owned by James Rodgers, 39, of Biglerville, about one mile south of Bullfrog Road in Freedom Township between Dec. 21 and 23, according to state police.

South Main Street in Kenduskeag in which Neil A. Newman, 21, of Biglerville, lost control on the snow and went up a small embankment, causing his 1988 Ford to roll over onto its roof.

At 12:50 p.m., Denise Urbany, 44, of Gettysburg, collided with a utility pole after sliding off Route 234 just east of Gun Club Road in Tyrone Township.

## Coroner says 12-year-old boy was shot in the back

UNIONTOWN, Pa. (AP) — An autopsy Thursday showed that a 12-year-old boy who died following a police chase was shot in the back, leaving his family with questions as to what happened.

"I don't even want justice. I want the truth," said Michael Hickenbottom, whose son, Michael Ellerbe, was shot and killed following what police said was a stolen vehicle chase Christmas Eve in Uniontown, located about 40 miles southeast of Pittsburgh.

Family and neighbors remembered Ellerbe as a polite boy who loved video games and Jackie Chan movies. His father had bought him a drum machine for Christmas, a present that was still in its box on Thursday.

According to state police, two troopers — Juan Curry and Samuel Nassan — chased Ellerbe after he crashed the vehicle and tried to run away Tuesday. During the foot chase, shots were fired and Ellerbe was struck by a bullet in the heart. He died later at a hospital in Uniontown.

On Wednesday, Ellerbe's family began to ask questions, saying they had heard the boy had been shot in the back by police. On Thursday, Fayette County Coroner Phillip Reilly told the boy's father that an autopsy showed that Ellerbe had been shot in the back and killed when the bullet struck his heart.

Reilly said the bullet exited through the boy's chest.

State police — who have placed Curry and Nassan on administrative leave pending an investigation — refused to discuss the shooting Thursday and have not released any additional information, including whether authorities believed Ellerbe was armed or what kind of vehicle was involved.

The boy's father said he was told the chase involved a truck, but he did not believe Ellerbe knew how to drive. "To me, it's ridiculous that he was driving a truck and driving it so good that the chase lasted over a mile," he said.

Remembering his son Thursday, Hickenbottom sobbed, saying, it "destroyed" him when he saw his son's body on a hospital table.

"I need some answers. I just don't know what went on," the boy's father said.

Ellerbe had been living with his father in Uniontown for about two years since moving from his mother's home in South Carolina. Hickenbottom's mother, Mary Gibson, described her grandson as a sixth grader who, despite having a short attention span, was polite and helpful.

Ellerbe attended New Direction School, a church school located in Perryopolis, Fayette County.

"He was a very pleasant child,"

Gibson said, after opening the present the boy had gotten for her: a picture frame that she said she will use to hold a photograph of him.

His father acknowledged his son liked to wander — he would disappear outside at times — but said "Michael was not a problem child."

Following the autopsy, which was performed in Pittsburgh by Allegheny County Coroner Cyril Wecht, Reilly said Ellerbe was "lean, lanky and a little bit tall" and added that he could probably pass for 15 years of age. Hickenbottom said he thought his son was about 5-foot-3.

Tina Whitehead, a neighbor who runs a church after-school program Ellerbe sometimes went to, described the boy as "a polite young man" with an "impish" grin. She said he shoveled their driveway when it snowed and mowed their lawn last summer.

Whitehead said she even left her garage open so Ellerbe could use a bicycle there when he liked.

"He always brought it back," she said. "We trusted him."

Reilly said that while it often takes months before a coroner's inquest is held, he wants to schedule an inquest into Ellerbe's death on Jan. 29 because of what he called the "complexity and confusion" surrounding the case. He said he plans to take testimony under oath at that time.

## Two killed in snow-related accidents

By The Associated Press

About 90,000 people and central Pa. remained without electricity Thursday, and power outages



## Lottery

THURSDAY

Pa. Daily Number.....0-4-2

Pa. Big Four.....1-9-7-1

Pa. Cash Five.....01-19-25-33-35

2002 Pick 3 (afternoon).....0-5-2

Pick 4 (afternoon).....2-2-4-3

Pick Three (night).....0-9-5

Md. Pick Four (night).....1-9-8-7

Md. Bonus Match 5.....

and he would land at the Ninoy International Airport on 15 like a VIP with a "welcoming committee" of his other men-friends to meet him.

Pichay told the INQUIRER he and Hirzon were just waiting for US government approval of their request to have Jimenez placed in their "custody" upon his discharge from prison.

He said they just wanted to give controversial man a "more dignified" homecoming after he was enabled by his surrender, conviction

and lighting extradition to the US. Before he decided to surrender instead, Jimenez charged then Justice Secretary Hernando Perez with extorting \$2 million from him in connection with the Impsa power project.

He said he also gave at least P8 million to a foundation belonging to President Macapagal-Arroyo and her husband, First Gentleman Jose Miguel "Mike" Arroyo.

As he did his time in a US prison, he was unseated in Congress for failing the residency requirement when he ran.

made, we will go. I am a true friend; I accompanied him (to the US) and I will fetch him," Pichay said.

Hirzon and Pichay plan to leave for the US on Dec. 11.

Villarama, however, was reportedly not to be joining the two.

On Nov. 21, when Jimenez was originally thought to be arriving in Manila, Villarama went up to Baguio City to attend a meeting.

It was Villarama, President Arroyo's chief of staff when she was Vice President, who exposed the alleged \$2-million extortion by Perez.

# Christmas trees at Palace gates made from barbed wire

By Christine O. Avendano

**THERE IS STILL BARBED WIRE ON MENDIOLA** but it now makes up the Christmas trees adorning the Malacañang gate there.

Members of the Presidential Security Group (PSG) made a ceremony of lighting up the barbed wire Christmas trees yesterday.

The barbed wire used to block the Palace's Mendiola gate to keep protesters out.

But last week it was taken down along with other barricades put up around the Malacañang complex as the PSG's way of welcoming the Christmas season and declaring "a new atmosphere of peace."

## Political crisis was over

Palace officials had said the lifting of the barriers was an indication the worst of the political crisis that has been buffering the Arroyo administration was over.

In a phone interview, PSG chief Col. Delfin Bangit said that instead of getting rid of it, his office decided to use the barbed wire to make the Christmas trees.

At Mendiola, five of the trees were put up, one of which stands 12 feet.

Bangit said students of La Consolacion Col-

lege and College of the Holy Spirit, which are both near Malacañang, helped decorate the trees.

During their lighting, the PSG band played Christmas carols, attracting a crowd to Mendiola.

Bangit was overheard telling a nun that at least the Christmas trees would be the first thing protesters planning to march on Malacañang today would see.

## Release of political prisoners

Relatives of political prisoners will be accompanied by members of Task Force Detainees of the Philippines to Malacañang at 10 a.m. today to press for a dialogue with the President.

TFDP said it would press for a dialogue for the release of political prisoners "with or without the President's approval."

Press Secretary Ignacio Bunye was caught unaware about the group's plan to march to Malacañang. He said the TFDP call was not on the President's schedule today which he described as hectic.

"The PSG lifted the barricades last week and there is a reason for that. But as to what will happen (today) we really do not know," Bunye said. With Gil C. Cabacungan Jr.

# Economy should spur Cha-cha – FVR

By Doris C. Dumiao

FORMER PRESIDENT FIDEL V. RAMOS YESTERDAY said a faltering economy, not any political turbulence, should make it imperative to speed up efforts to amend the Constitution.

Ramos said the country's current economic performance was not enough to lift many Filipinos out of poverty.

"It is the economy that is in my view the tipping point—not so much the political part of it. We're seeing that the gap between the rich and poor in the Philippines is increasing," Ramos said at the sidelines of a forum of the Financial Executives Institute of the Philippines.

"Even a 5 percent GDP (gross domestic product) growth for any year is not enough

and hit a low of only 40 during the Asian currency crisis.

"Why can't we go back to these levels? Our currency used to be at par with Taiwan ('s dollar) and the Thai baht," he said.

But the Palace is satisfied with the pace of the country's economic growth.

"We slowed down in the third quarter but the President did not take the economic managers to task. She found their explanations acceptable," said Press Secretary Ignacio Bunye in a briefing.



RAMOS

## San Francisco Police Officers Are Suspended Over Skits

By CAROLYN MARSHALL

SAN FRANCISCO, Dec. 8 — In a black eye for a city that prides itself for tolerance, at least 18 police officers were suspended on Thursday for appearing in homemade videos for a Christmas party that parody the Police Department in skits described by officials as racist, sexist and homophobic.

Segments of the videos were released late Wednesday by Mayor Gavin Newsom and Police Chief Heather Fong. The videos include scenes of uniformed and plainclothes officers mocking the homeless, women, Asians, African-Americans and gay men. In one segment, a mock scene has a black woman yelling after apparently having been hit by a patrol car.

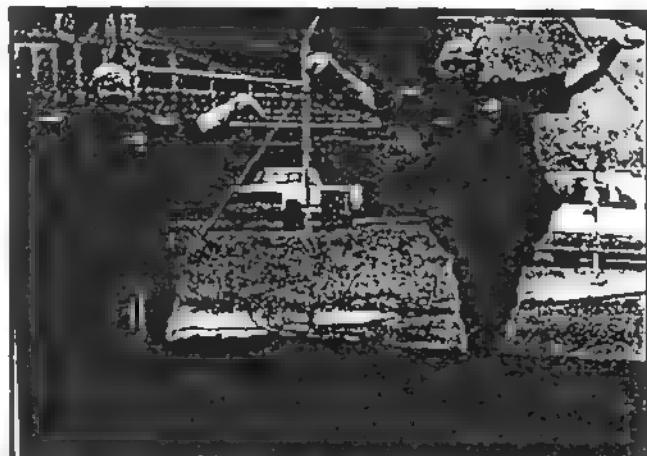
At a news conference, Chief Fong called the videos "egregious, shameful and despicable." Mr. Newsom told reporters he would convene a "blue ribbon" panel and promised, "We're going to make sure that it ends, it ends immediately."

The president of the San Francisco Police Officers Association said the videos were meant as "comic relief" but acknowledged that they were offensive and issued a public apology.

"We are absolutely certain that none of the officers involved participated in the making of these comic parodies with the intent to disparage any individual or group," the union president, Gary Delagnes, said. "These were meant as comic relief, parodies of police work."

Officials withheld the names of all but one suspended officer, Andrew Cohen, 38, who taped and edited the videos and posted them on his personal Web site. Officer Cohen and most of the others worked at the Bayview Hunters Point station, in a largely black and low-income district with a high crime rate.

The video clips rattled many African-Americans, who have for years accused the department of racism and sexism.



AP/WIDEWORLD

"That video is not funny at all," said Van Jones, founder of Bay Area PoliceWatch, which monitors the police in the Bay Area. "It's terrifying. The running over a homeless black woman. That's funny? It shows the contempt for people of color and women. That is the kind of frat-boy mentality encouraged in the Police Department."

Mr. Jones's group called on the city to fire the officers, thoroughly review their cases to make sure they acted without bias and resolve "the backlog of wrongful-death disciplinary cases in which black families allege racial bias in the police killings of their loved ones."

Cips from the parodies were on Officer Cohen's Web site for at least three days, although all the vignettes have been removed. In one video, "The Ladies Man," described as a spoof on the television series "Charlie's Angels," the former captain at Bayview Hunters Point, Rick Bruce, was talking to three female officers, licking his lips and flashing his tongue at the camera. Another video, "A Day in the Life of Hamster and

Big Dummy," showed two officers napping or reading while ignoring a crime dispatch.

Mr. Delagnes of the union bemoaned the fact that "every lefty in San Francisco is going to love this."

"We stand behind our officers," said Mr. Delagnes, who said many of the officers in the videos were decorated. "At the same time, we recognize the stupidity of these acts."

He said that the suspended officers had no idea that Officer Cohen would post them online and that the officers had expressed emotions from "embarrassment to feelings of betrayal."

Officer Cohen's lawyer, Daniel Horowitz, told reporters on Wednesday that his client had been slandered by the department. Mr. Horowitz acknowledged that the videos were sophomoric but said they were intended only as an internal spoof. Officer Cohen, in an interview with CNN on Thursday, said the videos were an inside joke and criticized Chief Fong for making them public.

Another lawyer for Officer Cohen, Martin Garbus, said, "They are making a mountain out of a molehill."

# Fly Saab Holiday

When you used to build jets, you don't build just in

THE NEW YORK TIMES 9 DEC. 2005

to pull out.

Two people aboard died instantly, West said. They were identified as pilot Neil Bresler, 25, of Lafayette and passenger Daniel Lehrner, 19, of Littleton.

Two people e-built airplane edge of a frost on Saturday fox Speedster a.m. Saturday

"It's a tragedy, I think, regardless of the day," West said. "But I think it's doubly so for us, making this kind of delivery of news to the families on Christmas Eve."

Chris Colvard, Lehrner's brother and Bresler's best friend, released a statement:

both focused all their time and energy on helping anyone who asked them for anything at anytime. I would just like to say it's a great loss for all that knew them, but being the last person to see the both of them, I want everyone to know they were happy, joyous and free."

The plane crashed at the northwest corner of Panama Reservoir No. 1, where the muddy shoreline turns to ice.

> See CRASH on 3C

## asn't "tough"

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THE DENVER  
POP  
25 DEC. 2005

Kelly Young said that Gomez-Garcia's tale doesn't fit.

"He wouldn't disrespect him if he didn't need to. That just wasn't Donnie's character," she said.

His motto was to respect those he worked with, she said, including inmates and criminals.

An investigation summary, contained in previously sealed documents, says Gomez-Garcia told acquaintances he was going to shoot Young and his partner, Denver police Detective John "Jack" Bishop, af-

> See GOMEZ-GARCIA on 6C



Karl Gehring / The Denver Post

S IN SMALL PACKAGES | Samara Evans, 7, and Sara, help distribute free lunches outside the Sa in downtown Denver on Saturday. The meals by staffers at Rosa Linda's Mexican Cafe, which Thanksgiving dinners to the needy for years.

## ROCKY MOUNTAIN RANGER

VIEWS FROM THE WEST



RICH TOSCHES

## Prison play puts inmates in yule spirit

Prison inmate Kenneth Mooney, who has been behind bars for many years, saw his big opportunity to shed the drab, gray institutional trousers and shirt and, if only for a little while, wear regular clothes. So, with visions of wardrobe and costume selections dancing in his head, he auditioned for a role in the Huerfano County Correctional Center's Christmas play.

And got his wish.

Sort of.

"Just my luck," Mooney said Wednesday after the curtain came down on the prison Christmas show. "I wait all these years for a chance to wear street clothes, and I end up in a dress."

As you might imagine, a guy in a dress in prison gives up any real hope of getting a peaceful night's sleep, but it was showtime at the southern Colorado medium-security prison, and Mooney and the rest of the all-inmate cast bravely took the stage for both the matinee and

> See RANGER on 4C

# RANGER: Inmates take to stage, decorate cell doors for Christmas

< CONTINUED FROM 1C

The prison has a music and drama department, headed by staff member Michael David, who noted that the evening show would commence "sometime after the 5:30 p.m. count" in which the inmates are ordered into their cells and counted to make sure none of them are trying to get — to use the old holiday expression — home for Christmas.

Staff member and prison guard Adam Vigil directed the play.

"We have open auditions and choose inmates that have had no recent behavioral problems, at least six months of good behavior," he said. "And they have to have some talent in music or drama."

There was, indeed, some talent. An inmate band featured guitars, drums, keyboard and saxophone. Bass player Khai Pearson said he learned to play guitar and piano in prison. And Paul Huntington drew a roaring round of applause when he belted out "White Christmas" on the prison-owned sax.

"When I was in the Arkansas Valley correctional center a few years ago, I cut a CD. They have a recording studio," said Huntington, 47. "I did a remix of 'My Funny Valentine.'"

On stage, the curtain opened on the parody "Christmas Crisis at Mistletoe Mesa," a story of a woman and her son who bought an Old West town and banned Christmas. In the opening scene, an inmate-actor threatened everyone with a shotgun that the villagers from Walsenburg in the audience really hoped was fake. In another



scene, inmate Tony Lobato ("Ebenezer Grunch") pistol-whipped Santa Claus.

"Being part of a play seems to make the inmates relax. It soothes them," said director Vigil.

Moments later Ebenezer — as he was being roughed up and hauled off to jail by Sheriff Happy Holliday — shouted "police brutality," and everyone in the room laughed. More or less.

The play ended in about 35 minutes, and the cast changed back into prison uniforms. There would be the lockdown and the 5:30 count, and then they'd be back for the 7 p.m. show.

"The whole thing," said inmate Lobato, "takes us away from prison for a little while. When we're on stage, we're in Mistletoe Mesa."

Not that the show was the only distraction. Prior to Wednesday's performances, there was also a Christmas cell door-decorating contest in the prison, with nine winners cho-

sen — one from each of the three pods in each of the three prison units.

"The winners," said Vigil, "got meat and cheese stuffed inside a Christmas sock."

And for one of the singers in the band, a man who gave his name only as "inmate Gnat," the Wednesday performances capped off what he said had already been a terrific year.

"In September," said the man who had an exceptionally good singing voice, "the prison had a talent show, and I won."

"We called it 'Huerfano Idol.'"

In the back of the room, near the Christmas cookies and the bowl of punch, Horner took it all in for the last time. After a decade of welcoming the children of the community and the occasional inmate onto his lap as Santa, he was done.

"I've had enough of the cold and the snow," he said. "In February, I'm moving to Arizona. I'm gonna miss this place

"Ho-ho-ho!"

## Tampa & State »

# Tampa may award family \$3.5-million

A 1998 encounter with police has left a mentally disabled man in a persistent vegetative state.

By BILL VARIAN  
Times Staff Writer

**TAMPA** — Nearly a decade after a violent encounter with police left a mentally disabled man in a persistent vegetative state, his family may finally receive help for his long-term care.

The Tampa City Council has agreed to pay \$3.5-million Thursday to settle a lawsuit with the family of Robert Magyar, 44.

Magyar had been wandering along Interstate 275 on an October night in 1998 when he was picked up by a police officer and driven to a nearby gas station. Magyar said he wasn't feeling well, so the officer called for an ambulance.

Before the ambulance arrived, Magyar, not wanted for any crime, ended up beneath a pile of police officers, unconscious. He has been in a persistent vegetative state ever since, with the lawsuit that followed winding its way through the courts for years.

It was finally slated for trial in March.

### Settlement avoids risk

"The real problem is there's a risk of huge potential liability for the city," said Smith explaining his recommended approval of a settlement to the City Council. "And there's no escaping that the man's injuries essentially occurred while in custody of

those working for the city."

"Although we think we had legal defenses, juries tend to look at simple facts, so the risk to the city is high."

If approved in court, Magyar would receive the first half of the settlement within 90 days and the rest by December 2008. The money will come from a tax-funded risk pool maintained by the city.

The vote by the council was 6-0, with Charlie Miranda absent.

Magyar has lived with his mother in Tampa and worked at a pet-grooming shop she owned, dressing as Santa Claus and posing with puppies at Christmas.

Around 11 a.m. Oct. 18, 1998, officer Salvatore Mazza spotted him walking along the interstate, seemingly oblivious to traffic. Magyar told him that he had diabetes and high blood pressure, wasn't feeling well and needed to get to a hospital.

So Mazza drove him to a nearby gas station to call for an ambulance. As they waited, a second officer arrived, and Magyar began expressing concern that they intended to harm him.

### Court ruling fought

When he tried to leave, the officers restrained him. More police arrived, with several ending atop Magyar, who was subjected to "knee blasts" and "pain

compliance techniques" before passing out.

While he regained consciousness in an ambulance, he had suffered cardiac and respiratory arrest and never recovered.

The family fought an initial court ruling that the seven officers it sued could not be held liable for actions carried out in the line of duty. An appellate court subsequently ruled that the officers forfeited their immunity, because of their use of excessive force, given the circumstances.

All seven officers were cleared of wrongdoing in internal affairs investigations.

Smith said he did not know how many of them remain employed with the city, but he believes most of them are.

Magyar receives around-the-clock care from his mother and sister at their home in Tennessee. Attempts to reach the family were unsuccessful Thursday.

Family attorney William Daniel, said the settlement amount was in the range of estimates of what it will cost for his long-term care at home.

"Anytime you resolve a case like this, it's the result of compromise," Daniel said.

*Times researcher John Martin contributed to this story. Bill Varien can be reached at varien@stpete.com or (813) 226-3347.*

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# School on warning status

USF St. Petersburg fails to comply with two accreditation standards.

By BILL VARIAN  
Times Staff Writer

**ST. PETERSBURG** Eighteen months after earning independence from the main campus, the University of South Florida St. Petersburg faces scrutiny

by accrediting agencies.

### Where USF St. Petersburg falls short

**SACS Comprehensive Standard 3.5.1:** The institution identifies college-level competencies within the general education core and provides evidence that graduates have attained those competencies.

**SACS Comprehensive Standard 4.1:** The institution evaluates

**ALBANY** — Control of the State Senate next year again has been thrown into doubt with the collapse of a deal among Democrats.

Sen. Malcolm Smith of St. Al-

Kruger of Brooklyn — struck a pact last week with Smith in the presence of Gov. David A. Paterson, a Democrat.

They agreed Smith would be

re-elected on Wednesday when Smith backed from the deal.

He told reporters he was ceasing talks

# Cop kills man armed with bat in Bronx

BY ROCCO PARASCANDOLA

roccoparascandola@newyork.com

A plainclothes Bronx police officer shot and killed a man who was armed with a baseball bat, moving toward the officer and lifting the weapon, police said yesterday.

The 30-year-old officer, a six year veteran assigned to the 52nd Precinct's anti-crime unit, told a prosecutor that he shot Alex Figueroa, 40, Tuesday night because the suspect "was coming at him with the bat raised," said Deputy Commissioner Paul Browne, the NYPD's top spokesman.

Other witnesses back up the officer's account, and some in a group with whom Figueroa had earlier been arguing said he had swung the bat at them, Browne said.

But Figueroa's wife and 18-year-old stepdaughter Alejandra, said he was not threatening to strike the officer, Browne said.

His widow, Sandra Rodriguez, said her husband didn't have a bat in his hand.

"When my little daughter wake up and ask for her father [on] Christmas . . . I never think it's going to happen to me," she said in broken English.

The NYPD said it was too early to decide whether the officer, who was wearing his shield around his neck, acted within guidelines justifying the use of deadly physical force.

Fatal police shootings in which a suspect is not armed with a gun typically raise questions among police investigators

trying to determine if the officer had other choices, such as retreating or taking cover.

Figueroa's shooting, inside his building on Bainbridge Avenue, was preceded by a heated argument between Figueroa and another man after the man, on his way to see another tenant said "nuc legs" when he saw Alejandra in the hallway, Browne said.

Figueroa was protective of Alejandra, and appeared to have emotional problems, neighbors said. There was then an angry exchange of words, and a fight, with Figueroa, his family and the friend squared off against the man, plus five others in the apartment of the tenant he was visiting.

Another neighbor called 911 to report there was a dispute involving a man with a gun, an account the woman later told police she concocted so police would respond quicker.

Police frown on such a practice, but it was unclear what role it had, if any, on what transpired next.

Six cops responded, Browne said with the six-year veteran first up the stairs and firing after Figueroa ignored commands to drop the bat.

A closet dowel, about 4-feet long, was also found at the scene, but Browne said it wasn't clear if Figueroa was also holding it, or if the friend had been holding it.

The family's pastor, Xiomara Perez, said the shooting is a clear case of "police brutality."

"Alex was not swinging a bat, as the police are saying," he said.

A detective

2008

**Gr**

BY ROCCO  
PARASCANDOLA

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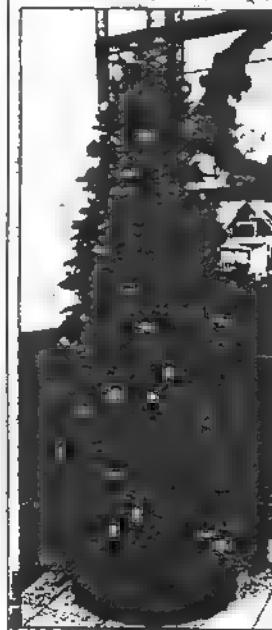
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# EX-COP IN



## Murder timeline

■ 9 p.m. Saturday

Neighbor walking his dog  
sees Tracey Young and her  
husband, ex-cop Clarence  
Cash, arrive home in their  
black Mercedes.

■ 9:55 p.m.

A panicked Young calls her  
sister, April, to say that she  
and Cash were fighting and  
that she would be coming to  
her house.

■ 10:28 p.m.

Tracey Young text-messages  
her sister that Cash hit her.

■ 10:53 p.m.

April Young rushes to her  
sister's condo, but there  
is no answer at the door.  
Next-door tenants tell her  
they heard arguing and  
what sounded like gunfire at  
around 10:30 p.m. but never  
called the cops.

■ 11:09 p.m.

April Young calls 911, and  
cops discover her sister's



Shocked mourners embrace yesterday  
outside Tracey Young's building, where  
residents say she had put up Christmas  
decorations, including a tree (left).

**body shot 18 times.**

■ 6 a.m. yesterday

Cash turns himself in at  
the Midtown South Precinct  
and surrenders two guns.  
He allegedly makes a full  
confession.

## 'Fesses to shooting wife over

By DOUG AUER  
LARRY CELENA  
and BOB FREDRICKS

A cash-strapped ex-NYPD cop  
who just bought his wife a pricey  
Louis Vuitton handbag for Christmas  
flipped under the financial stress of  
the holidays and killed her, police  
sources said yesterday.

"I just shot my wife," muscle-bound  
Clarence Cash, 49, calmly told officers  
hours after allegedly pumping 10  
bullets into his pretty wife, Tracey  
Young, 42 — a top tax investigator  
who specialized in busting tobacco  
smugglers — in their posh Queens  
condo.

Detailing the gruesome deed —  
which included blasting Young three  
times in the face — Cash added: "My  
wife, she didn't deserve that."

Young's own mother was murdered  
by a lover when the tragic tax cop  
was a child, a neighbor said.

After Cash punched Young in their  
fight over dough, she threatened to  
leave him — sending him further

over the edge, law-enforcement  
sources said.

Neighbors admitted that they had  
heard Young and Cash arguing, then  
loud bangs — but none ever called  
cops, even though at least one of  
them suspected gunfire.

After allegedly killing Young at  
around 10:30 p.m. Saturday, Cash — a  
body-building, part-time guard at the  
federal courthouse on Pearl Street —  
fled the couple's apartment at 143-41  
84th Drive in Briarwood.

He told cops he wandered the city  
for more than seven hours trying to  
work up the guts to commit suicide.

"He took her gun and went to Rock  
away Beach to kill himself," said  
Queens Assistant District Attorney  
Robert Hanophy Jr. at Cash's arraignment  
last night.

Instead, Cash turned himself in at  
the Midtown South Precinct at about  
6 a.m. yesterday, handing over two  
handguns — his Glock and her registered  
Sig Sauer, the sources said.  
"I'm a retired cop," he said before  
describing his heinous crime and

sniveling. "I tried to kill myself, but I  
couldn't do it."

One law-enforcement source said  
Cash "appeared calm, gentlemanly"  
when he showed up.

"He was remorseful — just came in  
and said he wanted to speak with a  
detective," the source said.

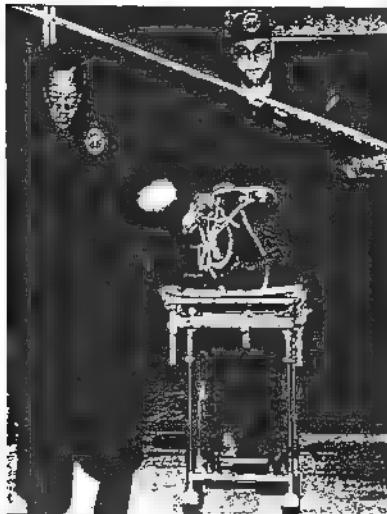
Cash was charged with first-degree  
murder. He was remanded without  
bail, and his lawyer asked that he be  
placed in protective custody at Rikers.

Neighbors said the couple who  
were married a few years ago and had  
no kids, was last seen arriving home  
in Cash's black Mercedes at about 9  
p.m. on Saturday. They appeared  
happy, witnesses said.

"They seemed fine when they got  
on the elevator," one neighbor said.

Building resident Maple Dong, 28,  
said Young had recently told her  
Cash "bought a lot of gifts for her for  
Christmas," including the handbag.  
"She said, 'I asked for it, and he  
bought it for me,'" Dong recalled.  
But Cash apparently had trouble af-

# YULE RAMPAGE



**TRAGEDY:** The body of Tracey Young, found shot 10 times, is wheeled out of her Queens building hours before her hulking husband, ex-cop Clarence Cash, is escorted in handcuffs out of a Flushing station house yesterday after turning himself in to authorities.



## holiday woes

fording it — he'd been slapped with federal tax liens, multiple civil judgments and warrants from New York state for failing to pay back taxes dating to at least 1998, public records show.

Cash confessed to authorities that what had started as a romantic night for the pair went horribly awry within minutes. Handcuffs were heard within minutes.

"We went to get food," Cash recalled, and returned to the condo.

"I lit some candles, and I rubbed cream on her back."

But the pair soon started fighting, one law-enforcement source said.

"The holidays are coming, and they didn't have enough money," the source said.

Shortly before 10 p.m. Young desperately called her sister, April Young, in The Bronx saying she was coming over.

A half-hour later Tracey texted her sister that her iron-pumping hubby — who had to wear cus-

tom-made suits to fit his beefy frame — had hit her.

"When we were arguing, she pushed me in the face, and I punched her," Cash allegedly told cops.

A furious Tracey Young told Cash "she was going to leave him" — and he whipped out a gun and began blasting, sources said.

Cash later told authorities he thought he shot her only three or four times.

Meanwhile, April Young raced to the couple's eighth-floor apartment, where she rang the bell but got no answer.

April called 911 at 11:09 p.m.

Cops entered the couple's blood-splattered apartment and found Young shot three times in the face, twice in the back, once in the left breast, twice in the right side and once in each arm. Thirteen shell casings from a 9mm handgun and three bullet fragments were recovered.

Cash had three licensed fire

arms: two Smith & Wessons and the 9mm Glock. Tracey Young had the 9mm Sig Sauer semiautomatic.

Cash had retired from the 32nd Precinct in Harlem in 2006 and was working part time for the Marshal's Service, escorting prisoners to the Pearl Street court house from their holding cells.

"The guy is huge. He's like one big muscle," another source said. "He's very health conscious. He works out all the time."

The co-worker said Cash was always given the roughest assignments involving gang members, who would taunt him.

"But he never lost his cool, not once. He was the mellowest guy I've ever seen," the source said.

"(Cash) is a good guy," the pal added. "He was friends with everyone."

Cash had no arrest record but was involved in domestic incidents in January 2003 and March

2011. In each case, the complainant was another woman, who complained to cops in the 105th Precinct in eastern Queens.

Young, an investigator since 2002 with the state Department of Taxation and Finance, was an ace undercover who specialized in cigarette smuggling, her bosses said.

"She was great on the streets in gaunting informants," said Tom Stanton, her supervisor for six years before he retired in 2010.

Neighbors said Young, president of her homeowners' board, was always willing to help out.

"She was very dedicated to the building. She just did the Christmas decorations," said a neighbor who identified herself only as Agnes.

Agnes' husband, Martin, said Cash "He was a quiet guy, very friendly. It's a shock." He also called her "my sweet angel."

—Fredericks@nynow.com



## **EPILOGUE**



hunting the boar was finally relinquished.

The Corporation, with a most laudable zeal for the benefit of their successors, appear to have omitted no opportunity of making ample provision of other delicate viands, besides brown, for their annual celebrations. The counterpart of a lease is in my possession, by which in the year 1607, "the Mayor, Coronet, Balyfe, and Chamberlaines, with the couenant of the burgesses at large," demised to "the Lord Gilbert, Earl of Shrewsbury, a p'ee or p'cell of grounde, &c. for fysh pounds, &c. &c. To hold, &c. frōne the feste of the appostles Phillip and James now laste pastē untill the full ende and terme of one thousand yeares ..... yeldeing and payinge therfore yerely during the tearnme aforesaid unto the Maior and Burgesses, and their successors, one penny of lawfull Englishe money att the feaste of St. Michael the Archangell onely, and one full bucke in the summer season gearley, during the tearnme aforesaid."

It may afford some gratification to the present burgesses of Grimsby to reflect how handsomely their predecessors catered for their annual entertainment; and although they do not reap the benefit of this sumptuous stipulation, their gratitude is no less due to those worthy personages, who, with genuine corporation feeling, endeavoured to secure, as a public blessing, an abundant supply of this delicious food to be a standing dish at the Mayor's feast, for the exhaustless period of a thousand years. The names of these considerate burgesses were, Barnard Cotton, *Mayor*; John Kingstone, gent. and Edward Jackson, *Clerk*; Gabriel Jackson and Moyes Cooke, *Bailiffs*; and Edward Heaton and Christopher Cocker, *Chamberlains*.

This was followed up shortly afterwards by another lease, equally provident. The Corporation let the ferry between Grimsby and Hull for a certain period commencing 20th of June, 1620, to William Hallington, at an annual rent of "one good and well fed brace on the first day of St. John the Baptist; and one quarter of well-fed ox beef, and twenty shillings, on the feast day of St. Thomas."

GEO. OLIVER.

**—**  
**CUSTOM OF BARRING-OUT.**  
**O**F the many strange customs which prevailed among our mediæval

ancestors, and which of late years have rapidly fallen into desuetude, that of Barring-out, as it is called, appears the most irreconcileable to the habits and sentiments of modern times. To a scholastic disciplinarian of the Metropolis, the custom would appear outrageous, and almost incredulous. It reminds us of the Roman Saturnalia of old, when masters, for a certain time, were subservient to their servants and slaves.

Hutchinson, in his History of Cumberland, vol. ii. p. 322, when speaking of the parish of Bromfield, thus advertis to the practice of Barring-out:

"Till within the last twenty or thirty years, it had been a custom, time out of mind, for the scholars of the Free-school of Bromfield, about the beginning of Lent, or in the more expressive phraseology of the country, at Fasting's Even, to bar out the master; i. e. to depose and exclude him from his school, and keep him out for three days. During the period of this expulsion, the doors of the citadel, the school, were strongly barricaded within; and the boys, who defended it like a besieged city, were armed, in general, with horn-tree, or elder pop-gums. The master, meanwhile, made various efforts, both by force and stratagem, to regain his lost authority. If he succeeded, heavy tasks were imposed, and the business of the school was resumed and submitted to; but it more commonly happened that he was repulsed and defeated. After three days' siege, terms of capitulation were proposed by the master, and accepted by the boys. These terms were summed up in an old formula of Latin Latinus verses; stipulating what hours and times should, for the year ensuing, be allotted to study, and what to relaxation and play. Securities were provided by each side for the due performance of these stipulations: and the paper was then solemnly signed both by master and scholars."

Brand, when noticing the subject in his Popular Antiquities, quotes the above passage from Hutchinson, and says, it was "a custom that having now fallen into disuse, will soon be totally forgotten." Brand was certainly mistaken in this assertion. In Cumberland the custom still prevails, and is not likely soon to be forgotten. To my certain knowledge it has taken place at Scotby, Weathersall, Warwick, &c. within the last ten years; and I understand that the practice is still occasionally enforced. I have been informed by a young friend, who left Sembie school a very few years ago, that he had been frequently engaged

in those affairs. He stated that when the master was barred-out, the written orders for the holidays, &c. were put through the key-hole of the school door, with a request for the master to sign them, which, after some hesitation and a few threats, he generally consented to. On one occasion, however, he forced his way through the window; but was instantly expelled, vi et armis, and his coat-tail burst to pieces by squibs and blazing paper.

Brand mentions the custom as being very prevalent in the city of Durham, and other places in the county; as Houghton-le-Spring, Thorneby, &c.

A writer in your Magazine, vol. LXXI. p. 1170, mentioning some local customs of Westmoreland and Cumberland, remarks,

" In September or October, the master is locked out of the school by the scholars, who, previous to his admittance, give an account of the different holidays for the ensuing year, which he promises to observe, and signs his name to the Orders, as they are called, with two hand-marks. The return of these signed Orders is the signal of capitulation; the doors are immediately opened; beef, beer, and wine, deck the festive board; and the day is spent in mirth."

Dr. Johnson, in his life of Addison, says,

" In 1683, when Addison had entered his twelfth year, his father, now become Dean of Litchfield, committed him to the care of Mr Shaw, master of the grammar-school in that city. While he was under the tuition of Shaw, his enterprise and courage have been recorded in leading and conducting successfully a plot for barring-out his master, a disorderly privilege which, in his time, prevailed in the principal seminaries of education, where the boys, exulting at the approach of their periodical liberty, and unwilling to wait its regular commencement, took possession of the school some days before the time of regular recess, of which they barred the door; and, not contented with the exclusive occupation of the fortress,

usually held their master defiance from the windows. The whole operation of this practice was, at Litchfield, planned and conducted by Addison."

Though the masters, in many cases, evidently submitted to this outrageous custom, in other places it was resisted and put down, as we may see from the following extract, which appears among the Statutes of the Grammar-school founded at Kilkenny, in Ireland, March 18, 1684, and copied into Vallancy's *Collectanea de rebus Hibernicis*, vol. ii. p. 512:

" In the number of stubborn and refractory lads, who shall refuse to submit to the edict and correction of the said school, who are to be forthwith dismissed, and not re-admitted without due submission to exemplary punishment, and on the second offence to be discharged and expelled for ever, are reckoned such as shall offer to shut out the master or usher; but the master shall give them leave to break up eight days before Christmas, and three days before Easter and Whitsuntide."

Though this custom has attracted the notice of different writers, I am not aware that a detailed account has ever been given to the world by any one engaged in such an affair. The preparations, the consultations, the anxieties attendant on an undertaking so all important to a boyish mind, would have been deserving the pen of an Addison, who was himself the main spring, as Johnson informs us, in one of these daring affairs.

The custom used to prevail in some parts of Lancashire; but the last attempt at a barring-out, of which I have ever heard in that county, was at the Free Grammar-school of Ormskirk\*, in which the writer of the following simple detail was actively engaged; and I am sure no publication is more calculated to transmit a correct knowledge of such a custom to posterity than the imperishable pages of the

\* The Grammar-school of Ormskirk was erected in 1614, by Henry Croft, esq. The emoluments of the head-master, arising from certain endowments, amount to about £200, per annum; and he receives from each scholar a stated sum at Michaelmas, Christmas, and Candlemas, respectively. The scholars are admitted on the recommendation of a visiting trustee, of which the Vicar of the parish is one. They are always expected to know the Latin and Greek languages. Writing, arithmetic, &c. are taught at an extra expence. The head-master must necessarily be a Clergyman, who holds at the same time the perpetual curacy of Alescar, about five miles from Ormskirk. The Rev. W. Nayler, & ~~most~~ much <sup>most</sup> esteemed is vul. xxi. l. p. 380, was head of the school for upwards of half a century. The Rev. Mr. Forshaw is the present master. Of late years the original intentions of the founders (with respect to the tuition being confined to classical learning) has been much neglected; and I believe that the half-yearly visits of the trustees, at which the boys were strictly examined, have been long discontinued.

Gentleman's Magazine: While some may be ready to exclaim, "could such things be?" others, who have witnessed them, may recall to mind a thousand delightful reminiscences connected with the early period of scholastic life.

### THE CHRISTMAS BARRING-OUT.

It was a few days before the usual period of the Christmas holidays arrived, when the leading scholars of the head form determined on reviving the ancient but almost obsolete custom of barring-out the master of the school. Many years had elapsed since the attempt had succeeded; and many times since that period had it been made in vain. The scholars had heard of the glorious fetes of their forefathers in their boyish years, when they set the lash of the master at defiance for days together. Now, alas! all was changed; the master, in the opinion of the boys, reigned a despot absolute and uncontrollable. The merciless cruelty of his rod, and the heaviness of his tasks, were insupportable. The accustomed holidays had been rescinded; the usual Christmas feast reduced to a non-entity, and the chartered rights of the scholars were continually violated. These grievances were discussed seriatim; and we all were unanimously of opinion that our wrongs should, if possible, be redressed. But how the object should be effected was a momentous and weighty affair. The master was a clergyman of the old school, who for the last forty years had exercised an authority hitherto uncontrolled, and who had no idea of enforcing scholastic discipline without the exercise of the whip. The consequences of a failure were terrible to reflect upon; but then, the anticipation of success, and the glory attendant upon the enterprise, if successful, were sufficient to dispel every fear.

At the head of the Greek class there was one whose very soul seemed formed for the most daring attempts. He communicated his intentions to a chosen few, of which the writer was one, and offered to be the leader of the undertaking, if we would promise him our support. We hesitated; but he represented the certainty of success with such feeling eloquence, that he entirely subdued our opposition. He stated that Addison had acquired immortal fame by a similar enterprise. "He told

us that after every effort in the sacred cause of freedom had succeeded. He appealed to our classical recollections; — Epaminondas and Leonidas were worthy of our example; — Tarquin and Caesar, so tyrants, had fallen before the united efforts of freedom; we had only to be unanimous, and the rod of this scholastic despot would be for ever broken. We then entered enthusiastically into his views. He observed that delays were dangerous; the "barring-out," he said, "should take place the very next morning, to prevent the possibility of being betrayed." On a previous occasion (he said) some officious little urchin had told the master the whole plot—several days having been allowed to intervene between the planning of the project and its execution; and to the astonishment of the boys, it appeared they found the master at his desk two hours before his usual time, and had the mortification of being congratulated on their early attendance, with an order to be there every morning at the same hour!

To prevent the recurrence of such a defeat, we determined on organizing our plans that very night. The boys were accordingly told to assemble after school hours at a well-known tomb-stone, in the neighbouring Church-yard, as something of importance was under consideration. The place of meeting was an elevated parallelogram tomb-stone, which had always served as a kind of council-table to settle our little disputes, as well as parties of pleasure. Here we all assembled at the appointed time. Our leader took his stand at one end of the stone, with the head-boys who were in the secret, on each side of him. "My boys, (he laconically observed) to-morrow morning we are to bar out the flogging patron; and to make him promise that he will not flog us hereafter without a cause; nor set us long tasks, or deprive us of our holidays. The boys of the Greek form will be your Captains, and I aim to be your Captain general. Those who are cowards had better retire, and be satisfied with future floggings; but you who have courage, and know what it is to have been flogged for nothing, come here and sign your names." He immediately pulled out a pen and a sheet of paper, and having tied some bits of thread round the finger ends of two or three boys, with a pig he drew blood to answer for him,

and to give more solemnity to the act. He stood the first, the Captain next, and the rest in succession. Many of the lesser boys shrank away during the ceremony, but on counting the names we found we numbered upwards of forty—sufficient, it was imagined, even so early in the school by scores. The Captain-general then addressed us:—“ I have the key of the school, and shall be there at seven o’clock. The old Person will arrive at nine, and every one of you must be there before eight, to allow us one hour for barricading the doors and windows. Bring with you as much provision as you can; and tell your parents that you have to take your dinners in school. Let every one of you have some weapon of defence; you who cannot obtain a sword, pistol, or poker, must bring a stick or cudgel. Now all go home directly, and be sure to arrive early in the morning.”

Perhaps a more restless and anxious night was never passed by young recruits on the eve of a general battle. Many of us rose some hours before the time; and at seven o’clock, when the school-door was opened, there was a tolerably numerous muster. Our Captain immediately ordered candles to be lighted, and a rousing fire to be made (for it was a dark December’s morning). He then began to examine the store of provisions, and the arms which each had brought. In the mean time, the arrival of every boy with additional materiel, was announced by tremendous cheers.

At length the Church clock struck eight. “ Proceed to barricade the doors and windows (exclaimed the Captain), or the old iron will be upon us before we are prepared to meet him.” In an instant the old oaken door rang on its heavy hinges. Some, with hammers,

gimbals, and nails, were eagerly sawing the windows, while others were dragging along the ponderous desks, forms, and every thing portable, to blockade, with certain security, every place which might admit of ingress. This operation being completed, the Captain mounted the master’s rostrum, and called over the list of names, when he found only two or three missing. He then proceeded to classify them into divisions or companies of six, and assigned to each its respective Captain. He prescribed the duties of each company. Two were to guard the large casement window, where, it was expected, the first attack would be made; this was considered the post of honour, and consequently the strongest boys, with the most formidable weapons, were selected, whom we called Grenadiers. Another company, whom we considered as the Light Infantry, or Sharp Shooters, were ordered to mount a large desk in the centre of the school; and, armed with squibs, crackers, and various missiles, they were to attack the enemy over the heads of the combatants. The other divisions were to guard the back windows and door, and to act according to the emergency of the moment. Our leader then moved some resolutions (which in imitation of Brutus he had cogitated during the previous night), to the effect that each individual should implicitly obey his own Captain, that each Captain should follow the orders of the Captain-general, and that a corps de reserve should be stationed in the rear, to enforce this obedience, and prevent the combatants from taking to flight. The resolutions were passed amidst loud vociferations\*.

We next commenced an examination of the various weapons, and found them to consist of one old blunder-

\* In Miss Edgeworth’s collection of Juvenile Stories, there is a little interesting sketch, called the Barring-out, or Party Spirit. The scene is given at a private boarding-school. “ The arrangement of the affair,” she observes, “ was left to the new manager, to whom all pledged implicit obedience. Obedience, it seems, is necessary, even from rebels to their ring-leaders—not reasonable but implicit obedience.”—“ Archer [the name of the captain, or manager, as she calls him] and his associates agreed to stay the last in the school-room, and as soon as the Greybacks [a name given to an opposing party of boys] were gone out to bed, he, as a signal, was to shut and lock one door, and overturn the other; a third compunction was to strike a light, in case they should not be able to secure a candle; a fourth was to take charge of the candle as soon as lighted, and all the rest were to run to the horn, which were suspended in the room; then to fix them to the common framework-horn of the window, in the manner in which they had been previously instructed by the manager. Thus each had his part assigned, and each was warned that the success of the whole depended upon their order and punctuality. Order and punctuality, it appears, are important, even in a bairing-out; and even rebellion, must have its laws.”

bows, one pistol, two old swords, a few rusty pokers, and sticks, stones, squibs, and gun-powder in abundance. The fire-arms were immediately loaded with blank powder; the swords were sharpened, and the pokers heated in the fire. These weapons were assigned to the most daring company, who had to protect the principal window. The missiles were for the light infantry, and all the rest were armed with sticks.

We now began to manoeuvre our companies, by marching them into line and column, so that every one might know his own situation. In the midst of this preparation the sentinel, whom we had placed at the window, loudly vociferated, "the parson! the parson's coming!"

In an instant all was confusion. Every one ran he knew not where; as if eager to fly, or screen himself from observation. Our captain instantly mounted a form, and called to the captains of the two leading companies to take their stations. They immediately obeyed; and the other companies followed their example; though they found it much more difficult to manoeuvre when danger approached, than they had a few minutes before! The well-known footstep, which had often struck on our ears with terror, was now heard to advance along the portico. The master tried to lift the latch again and again in vain. The muttering of his stern voice sounded on our ears like the lion's growl. A deathlike silence prevailed. We scarcely dared to breathe. The palpitations of our little hearts could perhaps alone be heard. The object of our dread then went round to the front window, for the purpose of ascertaining whether any one was in the school. Every footstep struck us with awe; not a word, not a whisper was heard. He approached close to the window; and with an astonished countenance stood gazing upon us, while we were ranged in battle array, motionless as statues, and silent as the tomb. "What is the meaning of this?" he impatiently exclaimed. But no answer could he obtain; for who would then have dared to render himself conspicuous by a reply? Pallid countenances and livid lips betrayed our fears. The courage which one hour before was ready to brave every danger, appeared to be fled. Every one seemed anxious to conceal himself from view; and there would certainly

have been a general flight through the back windows, had it not been for the prudent regulation of a corps-de-reserve, armed with cudgels, to prevent it.

"You young scoundrels, open the door instantly," he again exclaimed; and what added to our indescribable horror, in a fit of rage he dashed his hand through the window, which consisted of small diamond-shaped panes, and appeared as if determined to force his way in.

Fear and trepidation, attended by an increasing commotion, now possessed us all. At this critical moment every eye turned to our captain, as if to reprobate him for having brought us into this terrible dilemma. He alone stood unmoved; but he saw that none would have courage to obey his commands. Some exciting stimulus was necessary. Suddenly waving his hand, he exclaimed aloud, "Three cheers for the barring-out, and success to our cause!" [hurra! hurra! hurra!] The cheers were tremendous. Our courage revived; the blood flushed in our cheeks; the parson was breaking in; the moment was critical. Our captain undaunted sprang to the fire-place—seized a heated poker in one hand, and a blazing torch in the other. The latter he gave to the captain of the sharp-shooters, and told him to prepare a volley; when with the red-hot poker he fearlessly advanced to the window-seat; and daring his master to enter, he ordered an attack,—and an attack indeed was made, sufficiently tremendous to have repelled a more powerful assailant. The missiles flew at the ill-fated window from every quarter. The blunderbuss and the pistol were fired; squibs and crackers, ink-stands and rulers, stones, and even burning coals, came in showers about the casement, and broke some of the panes into a thousand pieces; while blazing torches, heated pokers, and sticks, stood bristling under the window. The whole was nearly the work of a minute. The astonished master reeled back in dumb amazement. He had evidently been struck, with a missile, or with the broken glass; and probably fancied he was wounded, by the fire-arms. The school now rang, with the shouts of "victory," and continued cheering. "The enemy again approaches," cries the captain, "fire another volley;—stay; he recedes; a parley, hear him.—" "What is the

scampering, I say, of this horrid tumult?" "The-barring-out, the barring-out!" a dozen voices instantly exclaimed. "For shame, says he, in a tone evidently subdued, "what disgrace you are bringing upon yourselves and the school. What will the Trustees—what will your parents say? William (continued he, addressing the captain,) open the door without further delay."—"I will, Sir," he replied, "on your promising to pardon us, and to give us our lawful holidays, of which we have lately been deprived; and not set us tasks during the holidays." "Yes, yes," said several squealing voices, "that is what we want; and not to be flogged for nothing." "You insolent scoundrels! you consummate young villains!" he exclaimed, choking with rage, and at the same time making a furious effort to break through the already shattered window, "open the door instantly, or I'll break every bone in your hides." "Not on those conditions," replied our captain, with provoking coolness;—"come on, my boys; another volley." No sooner said than done, and even with more fury than before. Like men driven to despair, who expect no quarter on surrendering, the little urchins daringly mounted the window-seat, which was a broad old-fashioned one, and pointed the fire-arms and heated poker at him; whilst others advanced with the squibs and trisomes. "Come on, my lads," says the captain, "let this be our Thermopylae, and I will be your Leonidas." And indeed so daring were they, that each seemed ready to emulate the Spartans of old. The master, perceiving their determined obstinacy, turned round without further remonstrance, and indignantly walked away.

Relieved from our terror, we now became intoxicated with joy. The walls rang with repeated hurrahs! Is the madness of enthusiasm some of the boys began to tear up the forms, throw the books about, break the slates, locks, and cupboards, and act so outrageously that the captain called them to order; not, however, before the master's desk and drawers had been broken open, and every plaything, which had been taken from the scholars, restored to its

original  
"We now began to think of provisions. They were all placed on one table, and dealt out in rations by the captains of each company. In the

mean time we held a council of war, as we called it, to determine on what was to be done.

In a recess at the east end of the school, there stood a large oak chest, black with age, whose heavy hinges had become corroded with years of rust. It was known to contain the records and endowments of the school, and, as we presumed, the regulations for the treatment of the scholars. The oldest boy had never seen its inside. Attempts, dictated by insatiable curiosity, had often been made to open it; but it was deemed impregnable. It was guarded by three immense locks, and each key was in the possession of different persons. The wood appeared to be nearly half a foot thick, and every corner was plaited with iron. All eyes were instinctively directed to this mysterious chest. Could any means be devised for effecting an entrance? was the natural question. We all proceeded to reconnoitre. We attempted to move it, but in vain. We made feeble efforts to force the lid; it was firm as a block of marble. At length one daring urchin brought from the fire-place a red-hot poker, and began to bore through its sides. A universal shout was given. Other pokers were brought, and to work they went. The smoke and tremendous smell, which the old wood sent forth rather alarmed us. We were apprehensive that we might burn the records, instead of obtaining a copy of them. This arrested our progress for a few minutes.

At this critical moment a shout was set up that the parson and a constable were coming! Down went the pokers, and, as if conscience-stricken, we were all seized with consternation. The casement window was so shattered, that it could easily be entered by any resolute fellow. In the desperation of the moment we seized the desks, forms, and stools, to block it up; but our courage in some degree had evaporated; and we felt reluctant to act on the offensive. The old gentleman and his attendant deliberately inspected the windows and fastenings; but, without making any attempt to enter, they retreated, for the purpose, as we presumed, of obtaining additional assistance. What was now to be done? The master appeared obdurate; and we had gone too far to recede. Some proposed to drill a hole in the window-seat, fill it with gunpowder, and ex-

pledge it, if any one attempted to enter. Ocham thought we had better prepare to set fire to the school sooner than surrender unconditionally. But the majority advised what was perhaps the most prudent resolution, to wait for another attack; and, if we saw no hopes of maintaining a longer defence, to make the best retreat we could.

The affair of the Barring-out had now become known, and persons began to assemble round the windows, calling out that the master was coming with assistants, and saying every thing to intimidate us. Many of us were completely jaded with the over-excitement we had experienced since the previous evening. The school was hot, close, and full of smoke. Some were longing for liberty and fresh air; and most of us were now of opinion that we had engaged in an affair, which it was impossible to accomplish. In this state of mind we received another visit from our dreaded master. With his stick he commenced a more furious attack than before; and observing us less turbulent, he appeared determined to force his way, in spite of the barricades. The younger boys thought of nothing but flight and self-preservation; and the rush to the back-windows became general. In the midst of this consternation our captain exclaims, "Let us not fly like cowards; if we must surrender, let the gates of the citadel be thrown open; the day is against us; but let us bravely face the enemy, and march out with the honours of war." Some few had already escaped; but the rest immediately ranged themselves on each side the school, in two extended lines, with their weapons in hand. The door was thrown open—the master instantly entered, and passed between the two lines, denouncing vengeance on us all. But as he marched in, we marched out in military order; and giving three cheers, we dispersed into the neighbouring fields.

We shortly met again, and after a little consultation, it was determined that none of the leaders should come to school until sent for, and a free pardon given.

The defection, however, was so general, that no corporal punishments took place. Many of the boys did not return till after the holidays; and several of the elder ones never entered the school again.

MAN.

Aug. 21.

MR. URBAN,

I have lately seen noticed, in your critical department, Jorgezzi's work on *The Religion of Christ*. The following passage, which your reviewer has not extracted, appears remarkable, and may perhaps create enquiry. It is desirable that any such copies of the Bible, if still extant, should be microscopied and examined.

"I remember, at a time of life when I did not think very seriously on religious subjects, and when the inquiries I pursued originated partly in idle curiosity, and partly in a desire to discover something to negative the truth of the Holy Writings, I accidentally met with a native of Greece in one of my voyages to the Mediterranean; this man being by nature endued with a shrewd, intelligent, and reflecting mind, surprised me with the depth of his understanding and the variety of his learning. I had till then imagined that liberality and erudition were banished from among a people who had so long been oppressed by infidelity and barbarism. In discussing with this sensible Greek on the singular difference in the two genealogies of Christ, and which seemed to me so perplexing a subject, he told me without a moment's hesitation, that either from the ignorance in the transcriptor, or the malignity of some artful enemy of the Christian religion, both genealogies were made to refer to Joseph, whereas only the son of St. John concurred him, and that of St. Matthew was most distinctly the genealogy of Mary the mother of Jesus. He said there were still some ancient manuscript Bibles extant, which stated that Jesus was the son of Mary, literally descended from the house of David, as marked in St. Matthew, and make no other mention of Joseph than as the supposed husband of Mary."—*p. 270—271.*

I am aware that your Miscellany is not intended for theological discussion, but I avail myself of its pages to circulate this inquiry as widely as possible.

Yours, &c. CROWDALE.

MR. URBAN, Great Yarmouth,  
Norfolk.

I think few will be inclined to deny that the establishment of a fund for promoting the building of additional churches was a most laudable and salutary measure, and many in our town hailed its institution with the liveliest emotions of gratitude and joy, and cherished reasonable expectations of deriving benefit from this charitable source.

Great Yarmouth now contains at

THE PHILADELPHIA CLAY  
out of the Newark Daily  
newspaper South in company  
some interesting incidents  
and among other things a  
mention of presents from  
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1. which she rallied the cause of its quiet-  
ness. On uncovering it she beheld her infant a  
corpse, having been undoubtedly smothered.

A LARGE PARTY OF SETTLERS propose leaving Arkansas for California next May. The chairman of the committee of arrangements gives notice in the Little Rock Gazette, "that the Californians will rendezvous at Fort Smith, Arkansas, on the first Monday in April next, preparatory to taking up the line of march for the Pacific coast. Every person starting is expected to be well armed with a rifle or heavy shot gun, 16 pounds of shot or lead, 4 pounds of powder, &c."

A WONDERFUL DOG.—The Albany Atlas tells of a dog in that city, a long-legged greyhound, which performs feats almost incredible. He is very fond of raw eggs, and will suck them after the most approved manner. He will take the change from his master's pocket, go to market and bring his breakfast; can run a mile in a minute, and jump over a pole fifteen feet high. His affection for the family is remarkable. He will undress the children, and will not be content till he has embraced them before retiring to rest.

CHRISTMAS AFFRAY.—A disgraceful affray took place at Dayton, Ohio, on Christmas day, got up it seems by a parcel of drunken rowdies from the surrounding country. In an attempt to arrest some of them the marshal, an old man, the venerable Judge Crane, and Sage, the city constable, were all knocked down and shamefully beaten, the Judge being seriously injured in the melee. The rowdies set the city at defiance and finally escaped without one of them being captured.

STRANGE OCCURRENCE.—During divine service, on Sunday morning last, in the South Baptist church, Philadelphia, an accident happened to the furnace, which permitted the gas from the burning coal to escape and fill the building, much to the inconvenience of the congregation. Several ladies became insensible in consequence, and had to be carried into a neighboring house where medical aid was required to resuscitate them.

ORANGES IN FLORIDA.—The N. O Delta considers Middle Florida as favorable a meridian for the cultivation of the orange as Cuba. Mrs. Jane Paramor, says a correspondent, writing from Florida, has a tree now ten years old, which produced this season 2000, or ten bushels of oranges, of very fine flavor and good size, worth 6*c* cents each, or \$62.50.

SUICIDE ON STATEN ISLAND.—Mr. Daniel Van Duzer, a respectable citizen, and an old resident on Staten Island, committed suicide on Saturday afternoon, in one of his own out buildings, by shooting himself. No cause is assigned for this melancholy event. Mr. Van Duzer was much esteemed by all his neighbors and acquaintances.

Year's Eve, when Rev. T. D. Red his book upon the Word dismissed them to their several usual, but they did not go, did they not follow their old family to their home areas to completely fill and up of the entire house. Old men, young men and maidens children combined to make the pleasant one indeed, and one unnumbered. In taking their vished their pastor and family happy and prosperous New

company had gone, a survey was made and the occurrence that they had been pound- ed and canned and flowered and chickened and buttered and sugared and coffeeed and handkerchiefed and dressed up aproosed and sandled and

For these evidences of good will of their parishioners, and family hereby express thanks and wish for each of you New Year, and may "God reward your need according to his grace by Christ Jesus."

Kansas City Times" and "The Sentinel."

uthorized to offer to our sub- to others who want to sub- Kansas City Weekly Times, at the Sentinel for only The Weekly Times is the best paper published in the 2 pages every issue. Come our subscription.

# Key To Loan

per Cent. Interest. No Commission. Cheap- in the Market. Pay at any time. Any Call at once.  
**MASTER MARSHALL.**

The two banks of this city are connected by a system of electric bells and in case of surprise by burglars can call for help without letting it be known. It is a very ingenious device.—Rock Port Journal.

—Miss Blanche Howell-Smith and her little son, who have been visiting grandpa and grand-ma, James T. Howell and wife, for several weeks, returned to her home in Dighton, Kansas, this week, much to the regret of her many friends in Oregon.

—Ira Pinkston met with a severe accident last Saturday evening, and in consequence is minus a part of the index finger of the right hand. In attempting to lift a post upon a wagon, the post slipped and caught his finger between it and the wagon wheel, mashing it so badly that the finger had to be amputated at the first joint.

—During the Christmas festivities at the Bluff city school house, Christmas night, some rowdies destroyed some of the school furniture and other property. This is a matter that our grand jury should investigate, and the guilty parties made to suffer the extreme penalty of the law.

—Messrs Dan. Zachman and Ellazy Van Buskirk have traded property this week—Mr. Zachman taking the brick, now occupied by Mr. Van Buskirk as a law office and Nick Stock as a tailoring shop, Mr. Van Buskirk taking the frame store building known as the old Storrett building. Mr. Van Buskirk and King & Proud will jointly erect a large and handsome double-brick store building the coming spring.

—John Saunders, one of the Saunders Brothers, who conducted the Saunders House in St. Joseph during the war and for some years after, died at Maryville and was buried there Sunday last. He was well known to many of our people who patronized his house, and no man in St. Joseph were more popular than John and Dick Saunders. They made money rapidly for their house was crowded by farmers and business men from "Up the Country." John Saunders was a little more than 55 years old at the time of his death. He was a native of Kentucky.

certificate of incorporation Rock Port & Northern Company, capital stock \$90,000. The company will build a road six miles between Langdon and Rock county, connecting with the Council Bluffs road with the line.

—A very pleasant family curred at the home of J. C. and Mrs. Johnson last evening. An excellent meal was served and Father and family all enjoyed the hearty. At the table were Mr. and Mrs. Keiffer, his children and grandchildren. Fatt his oldest child and grand child for

—W. A. Coel desires to furnish good timber and all times, to his customers. He will make a Give him a call in his line. I am modating and the east side of barn.

—Captain G. guards is fast to the highest company in town of that city, at least when the crack organ commanding experience, and if I the proper interest the bring them up to the highest standard.

—Under the new law are elected. The first election is the general school election. They are elected the same school directors. The County Board will redistrict the counties at term, each road district shall contain less than one nor more than three districts, except where a road lies in two or more counties. The county line shall be the boundary of the district.

—Owing to a rapid number of letters and packages and to make the service more reliable, the railway mail service

1890

JAN.

SENTINEL

HOLT COUNTY

THE

SENTINEL

# BATTLE WITH TOUGHS

## POLICE OFFICERS MAKE ARRESTS UNDER DIFFICULTIES.

**An Amateur Horse Race with Disorderly Results—An Attempted Rescue of Prisoners Fails—Tailor Martin Badger Fatally Stabs His Wife's Companion—Frank McDonald Severely Wounded by Bud Bowen—One Man Shot During a Quarrel Between Several Italians.**

The seamy side of Christmas in Chicago appears in the police record of suicides, shooting affairs, riots, accidents, and fires. The tougher element of the community was found to celebrate the day in its own way.

On Plymouth place one of the Christmas amusements was horse-racing. The course was south one block from Polk street. Three lads mounted on wretched horses supplied the sport. The starter was a colored man who discharged a pistol as the signal to start. Two races had been run when Officers Buckley and Heilman in plain clothes came up to learn the occasion of the shots they had heard. The starter rushed into a saloon at No. 200 Plymouth place and managed to get the weapon behind the bar. The officers followed and attempted to secure the gun, but a crowd of colored toughs, several of whom were drunk, resisted the attempt. Cries of "Lock the door" and "kill the corporps" were heard, and several men brandished revolvers. Among these were Henry Peyton and Walter Davis. Officer Heilman warned the crowd to stand back, and both he and Buckley drew their revolvers. Just then two policemen in uniform rushed in and assisted the other two offi-

cers to arrest the three men named, though the arrest was not effected without a hard fight at close quarters, the officers using their guns as clubs to beat their antagonists into submission. The prisoners were finally dragged out into the street. The row had attracted a crowd to the neighborhood, and its sympathy was with the prisoners to a man. Several called upon the prisoners not to let themselves be taken to the station. The officers made their way to the patrol box at Clark and Polk streets hanging on to their unwilling captives, and fighting the crowd all the way. Sticks and stones were thrown at the officers, but most of them were poorly aimed.

Word had reached the Armory in the meantime and the wagon soon reached the scene and the prisoners were hustled into it. Just then Robert Johnson, a big colored man, called out to the crowd to help rescue the prisoners. Immediately Johnson was knocked down by one of the officers and thrown into the wagon. The crowd wanted to carry the wagon by an assault but the sight of the officers' revolvers made them hold back. When the wagon started the prisoners struggled desperately to escape and kept up the fight all the way to the station, where they were safely landed and locked up. Some of the crowd followed to the station door.

Winnie Davis, who weighs 300 pounds and is the mother of one of the prisoners, afterwards came to the station with several colored women and men to demand her son's release. They became so noisy that Desk-Sergeant Hogan ordered them out and attempted to eject them, when they refused to go. He was obliged to call on two other officers, however, before they could be put out. Winnie Davis paraded the street in front of the station, challenging the whole police force to arrest her.

Peyton is considered a dangerous man when drunk. Officers say he would as soon shoot a man as look at him when in that condition and that Davis is nearly as desperate. If the officers had not succeeded in getting their prisoners to the station it is the belief of most officers that blood would have been shed.

### STABBED HIS WIFE'S COMPANION.

Martin Badger, a Wabash Avenue Tailor, Fatally Wounds E. W. Emery.

E. W. Emery, a Pullman car conductor, was stabbed last night by Martin Badger, the Wabash avenue merchant tailor, and his physicians say he cannot live. The assault was made on Cottage Grove avenue, under the full light of the street lamps, and, according to the stories of eye-witnesses, was deliberate.

The trouble grew out of Mr. Badger's jealousy, which had been aroused by Emery's attentions to his wife and the assault was all the more senseless. It was made. The prominence of the persons involved adds interest to the affair.

### Officers Stop a Cock-Fight.

The Englewood police disturbed a cock-fight yesterday afternoon. The fight took place in "Honey" Hall's grove, at Sixty-first and Cook streets, and was going on nicely, witnessed by seventeen men, when a soldier officer descended on the crowd. As he did so one of the cocks gaffed the other in the neck, killing him. The officer telephoned for assistance to the station, but could not get any. The majority of the crowd got tired waiting for the police to show up and arrest them and walked away. The officer held "Honey" Hall, Alexander Naylor, and the dead chicken, and finally brought them to the station.

John McNamara, a laborer, living at No. 11 years old, living at No. over by milk-walking with M. was made. The prominence of the persons involved adds interest to the affair.

John McNamara, a laborer, living at No. 11 years old, living at No. over by milk-walking with M. was made. The prominence of the persons involved adds interest to the affair.

squat, lifeless on the side—lady goes on, with "Draw the vendor making im-

"the people," said he; "that's mashed and only five sold." crowds surged all day long time in greater varietyous day, and as the hoursimplight and beyond, othertoll joined in until the packed mass of humanity, wedge.

Christmas business isn't anyed a woman with a crying Avenue store. "Here I've nou" and I can't get one me having to get home, and me arms broke."

nest sights, probably, thatessed yesterday was that a big department store,

nied by a big man, rough-

as intent as she on the

," said the child, at thenter. "There's somethingamma and something forer and something for baby. That's how much,

er he was, was the strongrgot the interested crowdrs around, who looked onethetic interest. "Billie "

ld just fifteen minutes tochief for her mother, andt even the saleswomanme lost in watching her. "I will like that," she obinto Billie's eyes. "Now, Billie, will you?"

solemn promise as theying!" a well-dressed wo"just think. Sixty cents

r he saw this woman folin the aisle and stop them. ed a bill to the child, who wide-open eyes, and prescompnied by a childish

, in delight shouted. "Oh, at a good Christmas we'll

—moving pictures of Christ-

## S FOR THE POOR.

y in Providing Dinners  
inments for Children  
stitute Persons.

morrow will be busy onescharitable societies in the dinner and presents will be or, and entertainments will their pleasure that willays of happiness into manyhe greater number of enll be given to-morrow, alcelebrations will be held

Literary Societs will hold Christmas tree festival at the

## Panicky Conditions Have No Effect on Brokers' Subscriptions.

In accordance with the time-honored custom of the New York Stock Exchange, the 200 employes, representing all grades, received a Christmas gift apiece yesterday, each getting a share, apportioned according to the length of his service and his salary. of \$7,000 collected by subscription from the members of the Exchange.

Notwithstanding the exciting time of the last week in the market, during which the collecting had been done, the amount was about the same as in former years. The committee, consisting of A. H. De Haven, W. R. White, and William Weever, was the same that has had charge of the collecting of the Christmas subscription for years.

All the employes of the Exchange were summoned at the close of business yesterday and each was presented with an envelope containing his share of the fund. The brokers then gave them a cheer in addition. The employes cheered in return by way of thanks.

## BOY'S ARREST CAUSES A RIOT.

### Christmas Crowd in Cleveland Mocks Officer.

CLEVELAND, Ohio, Dec. 23.—A riot call was sent in from Lower Euclid Avenue, in the vicinity of the big department stores, late this afternoon. Detective Charles Kelso arrested a boy for some trivial offense. A crowd of several thousand Christmas shoppers quickly gathered and a demand was made that the boy be released. This Kelso refused to do, and drew his revolver, which, however, he did not use.

He was being roughly handled when a patrol wagon, loaded with officers, arrived and drove at almost full speed through the crowd. The police used their clubs right and left. The crowd, which had completely blocked all traffic, was finally dispersed. Several arrests were made.

## BIG INCOMING FOREIGN MAIL.

### Christmas Increases the Labors of Post Office Clerks Here.

The outgoing foreign mails have resumed their normal size, but the incoming steamers are piling much additional work on the Post Office clerks. The Campania, which came in yesterday, brought 92,000 letters and a proportionate number of Christmas packages.

It is estimated by General Superintendent Joseph Elliott of the Money Order Division that the total amount of business in his division this year will reach \$152,000,000, against \$123,000,000 for this city last year.

Postmaster Van Cott announced yesterday that there will be a delivery at 8 o'clock Christmas morning in the wholesale district of Manhattan, and also in the Bronx. The usual first and second deliveries will be made in Manhattan's residential districts.

## LARGE GIFT FOR PENNSYLVANIA.

Sum of \$250,000 Presented to the University for Christmas.

BALTIMORE, Dec. 23 railroad deal which has some time was concluded Carrollton Hotel, when the Ohio Railroad Company p the Monongahela River sion of the new property next. The road is said to 000 ten years ago, and the ported to have been \$6,000.

Ex-Senator Johnson N. associates, who owned the sale. The road was buator, who was the chief oerty, as well as of the interests of the Monongahela was affiliated with the r to the Baltimore and O Monongahela Company retests, which include over 2 lands situated in the Fairghelia districts of West Va of this deal is to e over and Ohio Railrc ness in this te interest from th The railroad Clarksburg, and the Baltimore a Chicago. It is nine-foot Pittsb its connections ceptional facilit kets of the Eas

## SHIPPIERS

### Chicago Plan Rates

CHICAGO, D pers here have they expect wil cially the Eas what the shipp practices and t the shippers re rates. The adv Eastern roads to threaten serious interests

Not much relief is ex Inter-State Commerce C which complaints have been being taken, therefore the formation of local associations. Out of these National association of mers for the protection of

## Passenger Commission

CHICAGO, Dec. 23.—All bound from Chicago have ment not to pay commis of tickets sold over those. The Michigan Central is agreement, with the pro serves the right to retire as soon as it discovers a tors breaking the agree

## DEWEY AT RETIRE

Will Remain in the Under the Law Adv

1899  
24 DEC.

THE NEW YORK TIMES

llities rarely combined in one

## SAFE, SAYS MR. SHEA.

District Attorney of Work on the Structure.

Commissioner Shea paid his com-District Attorney Philbin to-day of a communication regarding ment of the Grand Jury in re-Brooklyn Bridge. In his com-Mr. Shea said in part: "The broken suspender of the bridge replaced by new ones of the and not only these, but all the hundred feet on either side of where the breaks occurred. They have been put in so that oil-made with the utmost facil-Engineer Martin declares that be left undone and everything w" brought into use to pati-satisfaction of the

of Mr. Shea will be avers Jerome when treet Attorney. Ac-the bridge troubles be next Grand Jury

THE NEW YORK TIMES

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only began to jump at the rate

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Silk Waists, the accumulation of a season's business (values \$8.00, \$9.00, \$10.00) ..... \$4

Silk Waists, the accumulation of a season's business (values \$8.00, \$9.00, \$10.00) ..... \$4

## Broadway & 21st St.

### A GOAT ON THE RAMPAGE.

It Spread Devastation Among Christmas Shoppers and Caused a Run on Arnica.

A mad goat by its butting proclivities caused a panic among the Christmas shoppers on Sixth Avenue, near Broadway and Thirty-fourth Street, yesterday afternoon, and a number of persons received shocks that Arnica and time only will remove.

Whence the goat came is a mystery that the Tenderloin sleuths cannot solve. Its work, however, is not a mystery to the unfortunate who found themselves in its path.

A dirty white animal with prominent horns was noticed charging along Thirty-fourth Street toward Broadway, head down. At Thirty-fourth Street and Broadway it turned down Sixth Avenue, respecting no space being given it by the people at the crossing.

With unabated speed it reached Thirty-third Street, where it met its first opposition in the nature of a south-bound street car. The collision seemed to awake the goat's heretofore dormant powers, for it began to display to an excessive degree the heritage given it by nature. It started after the fleeing car, but its aroused anger was deflected by a man wearing a frock coat and a hat. The horns of the goat and this man met, the result being disastrous to the man, his coat, and his silk hat. This suggested a diversion to the goat, and it proceeded to chase everything in sight. Even a nearby policeman was run off his beat. Shrieks of terror arose from the crowds of women along Sixth Avenue immediately in front of the Manhattan Theatre. For a few minutes but few men were seen along the avenue in that neighborhood. The goat's specialty seemed to be men, however, for, after knocking down almost all in sight it started after one near Thirty-second Street. The frightened man tore down West Thirty-second Street at a mile-a-minute gait amid shouts from the crowd. Midway in the block he darted into a hallway and slammed the door.

Disappointed, but not hopeless, the goat turned and continued through the street in search of more prey to Seventh Avenue. Then it attempted to stop the wheels of a dray wagon, was run down, and killed.

### HOUSE BOMBARDED BY A WOMAN.

She Says She Is Suing Its Occupant for Breach of Promise.

Mrs. Wilma Kadowski of 41 West Sixty-fourth Street, Manhattan, was arraigned before Police Justice Murphy, in Jersey City, yesterday, charged with malicious

### LEGAL NOTES

FRAUD PRACTICED BY HUSBAND.—While Lena Price was in a tenement house at 220 Madison contracted, through her husband, with one Multz for certain services. This was in March, 1898, and of August following the husband was released. A balance of \$750 was contract, for which Multz pursued Mrs. Price to New York to collect it. According to the transaction by saying he took the title originally at request; that she had no property, and that Mr. Price rents and never rendered a service. Justice Fitzgerald quoted in *White vs. Benjamin*, (150 N.Y. 447), the effect that "Courts will do their best to protect business between husband and wife, but if the husband practices fraud as against his wife, it is easily proved under cover of the marriage, that it is one of the broadest issues of law, for it can seldom be proved that the wife is dependent on her husband, and cannot be permitted to transfer, to defraud plaintiff, he is justly entitled to. A transfer made by a grantor who is in time of its execution is void, whose claims then exist. A presumption of fraud arises from the fact that debts exist and that they are payable." Walter L. Burt, while in William H. Catlin on the latter's removal of a horse from an other. Burt insisted that the horse be moved back, while Snyder insisted that the horse should be allowed where he was. The affray

Table

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# CHRISTMAS TREES ON BARRICADES.

Strikers Constructed Them With  
Lightning-Like Ra-  
pidity.

## SOON DEMOLISHED BY TROOPS.

Harrowing Scenes Around Palace  
Square—Crowds Refusing to  
Disperse Were Charged.

St. Petersburg, Jan. 23, 2:30 a.m.—The Associated Press representative was present when the first barricades were constructed on Vassilostrov island, where fighting occurred later, resulting in the killing of 30 of the defenders of the barricades. The strikers, driven from the river front, had gathered in front of the union headquarters, out of sight of the soldiers. Buzzing like a nest of angry hornets, a hundred men brandished handleless sabre blades secured from some junk shop, which were the only weapons seen in the hands of the strikers during the day.

Others swarmed up poles and cut down telegraph, telephone and electric light wires, which they strung from lamp post to lamp post across the street, to break up charges of cavalry. At first none of the leaders seemed to have any plans. Suddenly two men appeared carrying ladders, and others pushed up with more ladders, timber and lumber from incomplete buildings and with old sleighs.

In the twinkling of an eye a substantial barricade had been constructed, bound together with wires and ropes. On these water was poured, which immediately was frozen, and as a last contribution Christmas trees were added to the pile, and the crowd rushed to repeat the process at the other end of the block. Meanwhile others were bringing on brick and breaking them for missiles. When the troops advanced, the strikers lined the barricades and offered what resistance they could; but while half of the infantry rested their rifles on a barricade and volleyed, the others demolished the obstruction and marched over the street, which was then encumbered with 30 dead or wounded lying on the snow, crimsoned with human blood.

If it isn't right we'll  
gladly make it so.

**SMITH'S**

**FLOUR**

IS GOOD OR MONEY  
BACK.

to the Kolka canal. The crowd latter pinco swelled to huge proportions, blocking the bridge across canal. The order came at 1:30 to clear them off.

The colonel commanding the guards uttered a short sharp command; the troopers dr and advanced at a qui broke into a gallop, for the Moika, where in a cloud of snow, wounded resounded. deadly silence, broken loping of ambulance h

The next twenty without incident. N the approach of the t which was destined t ner of the admiralty s men blood. The crow in refusing to move o the emperor and co abuse at the troops, violence.

Two companies of the guards, of which E himself was formerly and marched at dou the fatal corner. Eve awful swiftness.

During the evening foot passengers on might have been exp like the safety and bus Sunday evening. Co won of the troops a bitter and sarcastic t that officers are brav inst a fenseless public than agaist the anese, and that "ammunition r peace in the far east, but is too ful here."

Returns from only three numerous hospitals give 33 dead wounded. Many of the wounded been taken to their homes.

Broken windows and embeddedlets are found at long distance the scene of the firing. The broke windows in the palace of Duke Alexia.

The workmen tonight were with every available weapon fo newal of the struggle. They have firearms, but are improvising implements into weapons.

Following is the text of a letter dressed by Father Coton to Bishop Nicholas last night:

"Sovereign: I fear your majesty have not told you the full truth of the situation. The whole people living in you, have resolved to appear in the winter palace at 2 p. m. to inform you of their needs.

DESERET EVENING NEWS 23 JAN. 1905

# SCUERS' Jobless Riot in Berlin; Erect Yule Tree Fort

THE BLIZZARD

THOUSANDS PUT  
AT WORK TO CUT  
SNOW BLOCKADE

BY SIGRID SCHULTZ.

(Chicago Tribune Press Service)

BERLIN Dec. 19 — A barricade mainly composed of Christmas trees was one of the features of big jobless riots in Berlin this evening when after three hours of constant charging and some shooting by foot and mounted police the attempts of thousands of unemployed to storm the city hall were beaten off.

Four policemen were wounded in the fray and two of the jobless were reported killed. It is presumed that their bodies as well as the many wounded were taken off by the Red Cross detachments which the communist leaders had in attendance, so the number of casualties is not ascertainable.

## Job Desires Despite Warning.

The chief of police this morning issued an order forbidding today's jobless demonstration which had been planned ahead of time. Despite this order, however, in two hours a mob of thousands had gathered, shouting for bread and work. The unemployed then paralyzed Berlin's central section around Alexanderplatz and tolled every effort of the police to dislodge them until a cavalry charge at 4 in the evening cleared the square.

The worst fighting took place around the Alexanderplatz railroad depot, where the police were bombarded with paving stones and beer bottles. In expelling the demonstrators the police had to fire fifteen times in order to gain even partial control.

In the Dircksenstrasse the jobless erected a barricade of Christmas trees which were cut in the street on sale. They were dislodged after a stiff tussle.

## Capture Motor Buses.

The unemployed rioters then seized a number of motor buses, ejected the travelers, and forced the drivers to ride in the direction of the police lines and ride them down. In spite of a police charge the jobless succeeded in forcing their way to the police cordons around the city hall. There they were put to rout after a strenuous battle.

Kiel, Phulen, Stettin, and Stuttgart also reported extensive jobless riots around their city halls. At Cleven and Hagen the jobless entered inside the city halls and were thrown out by the police. The communist and National Socialist councillors in these two cities joined forces with the unemployed in demanding increased Christmastide relief.

12 Deaths Blamed on Storm Here.

## Senator Snowbound

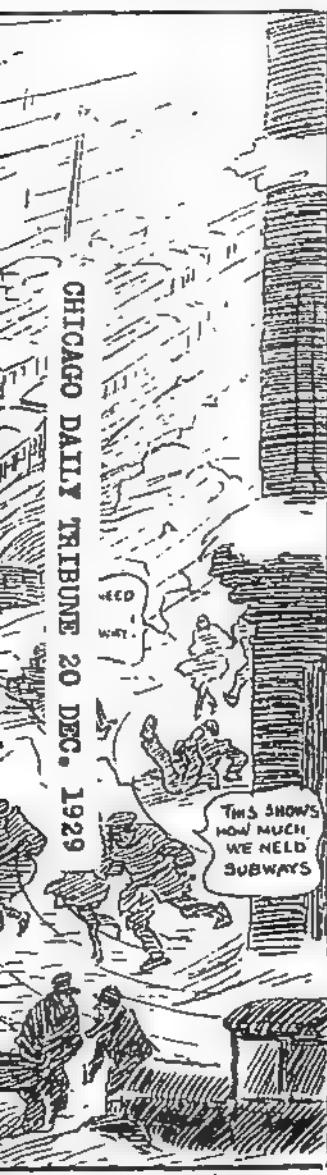
Valparaiso, Ind., Dec. 18—(UPI)—After being marooned at the farm home of William Kent, near here, with 29 other persons for 20 hours, United States Senator Thomas Connally of Texas tonight set out on foot for Wheeler, Ind., west of here, in search of food. Late today he had appealed to the office of Gov. Leslie for assistance.

Their automobile snowbound, the forty persons spent the night at Kent's home, but there was insufficient fuel to supply all of them. Highway workers tonight were nosing their snowplows into eight foot drifts in efforts to release the stranded machines and tourists.

## (Pictures on back page)

Capricious winter toyed with Chicago yesterday, luring threats and promises in such a contradictory manner, while it pelted the city with its worst blizzard in eleven years, that even the weather bureau admits last night the forecast for today largely a hunch of guesswork. It said in the cold wave that characterizes that was expected to end two days of galling storms, the outlook is for a minimum temperature of 16 to 18 degrees above zero a possibility never known.

The blizzard that buried Chicago and the middle West under a snowdrift only one-tenth of an inch short of the record for all time apparently had blown itself out by m-



I SHOP CANNON  
BATTLES NEWS  
PHOTOGRAPHERS

**FOLLOWS!**

our associates wish to carry  
inter, fill out the blanks be-  
low," The Tribune, Chicago:

state, Chicago or suburb:

monthly, please state amounts

us for some destitute home,

south or west side.

**RONGETTI PUT  
IN JAIL PENDING  
APPEAL HEARING**

Dr. Amato Rongetti, under sentence of 1 to 14 years in state prison for manslaughter as a result of the death of Loretta Enders, was arrested by deputy sheriffs yesterday and placed in the county jail. Dr. Rongetti was first sentenced to death in the electric chair for the Enders death. At a new trial the sentence was reduced. He has been out on bond pending an appeal on the last decision.

Circuit Judge Daniel P. Trude, who presided at Rongetti's trial, granted a stay of the commitment order to permit Rongetti to file his appeal. When he was unable to furnish a satisfactory bond his attorney, William Scott Stewart, requested the Supreme court to reduce the \$25,000 bond. Judge Trude's stay expired Friday and Rongetti's arrest followed an unsuccessful attempt to raise bond.

**\$1,000,000 Jerusalem Hotel  
Open for Holiday Guests**

JERUSALEM, Dec. 20.—(P)—Times have changed in this-biblical city, for the new \$1,000,000 King hotel was opened for Christmas guests today with the claim that it is the most modern hostelry in all the near east. The hotel is on a historic site. In the distance are seen the valley of

**REDS OPEN WAR  
ON SANTA CLAUS  
IN BERLIN RIOT**

BY SIGRID SCHULTZ.  
(Chicago Tribune Press Service.)

BERLIN, Dec. 20.—Communists began their "anti-Christmas demonstrations" in Berlin tonight by wrecking windows in the Greek legation and slingng bricks and other missiles. The legation has been under special police protection since a group of communist soldiers were placed on trial at Athens. Notes attached to the bricks showed that the outrage was "revenge" for the sentence passed upon the Albehs soldiers.

Threats of "no peace on earth this Christmas" are being voiced in all communist papers, notably at Munich, where the chief of police has taken an energetic stand and warned the Reds that the entire police force of the city will stand at arms during the Christmas holidays. He threatened rigorous punishment for all rioters.

**Suppress Berlin Paper.**

The local communist newspaper, Neue Zeitung, has been suspended until Jan. 3 for persisting in its propaganda of hate.

The activities of the political extremists are driving German youths to riots, with Fascists from universities and other schoolboys playing the leading parts. Students at Altona, led by their own Fascist chiefs, ranging in ages from 11 years upward, organized a revolt. They discharged fireworks in their school building during a teachers' conference. They forcibly prevented blind persons from entering the school building to attend the Christmas festival for the blind.

**Ready to Fight Students.**

Hermann Leber, Socialist vice president of the Thuringian diet, has addressed a letter to the Thuringian home minister warning him that 6,000 organized workers at Jena will resort to arms in self-defense unless the student outrages are quelled immediately and the instigators punished.

Meanwhile throughout the entire country crowds of students are wrecking movies showing films displeasing them. At Dresden they threatened the chief of police after wrecking a movie house showing "Students' Song of Heidelberg" last night.

**Father of Antonio Moreno,  
Film Star, Dies in Spain**

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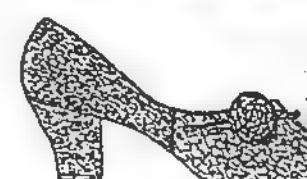
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CHICAGO DAILY TRIBUNE 21 DEC. 1930

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gave his address told the jurors giving loose milk the Suffern Dairy July, 1929, he de- sence because the ed from \$3.80 to l been receiving the Borden firm, received a supply the Borden com- he c get no

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THE NEW YORK TIMES 25 DEC. 1930

# JAIL-BREAK EXPERT LEADS THREE IN BOLT

**Felon Who Fled Prison Thrice  
Saws Bars at East View and  
Gets Away With Mates.**

## FOOTPRINTS LEFT IN SNOW

**Posse Traces Them for Four Miles  
—Rockefeller Grounds Adjoining  
Institution Searched in Vain.**

*Special to The New York Times.*  
EAST VIEW, N. Y., Dec. 24.—A master jail-breaker, who escaped three times before, led three other prisoners with long police records in an escape from the East View penitentiary tonight. Sawing through the bars on a secluded ground-floor window while the authorities were busy preparing for the Christmas celebration tomorrow, the four felons got out and fled through the snow.

The same methods that the leader, Charles Sirico, had used fifteen months before served him well again At 6:30 P. M. when Keeper Edward Smith made his rounds of the cell block in which the prisoners are allowed to roam at will all four of the convicts appeared innocently to be enjoying the recreation period. Ten minutes later he returned and found them gone.

A hasty search of the building revealed that the bars of a window on the ground floor in the medical room, which was not occupied today, had been sawed through. The saws were not found, and prison officials had no idea how the men had got them.

**Footprints Found in Snow.**  
A hunt through the snow-covered

hills of Westchester failed to reveal any trace of the fugitives other than their footprints, which led in a northerly direction four miles to Valhalla. Sirico and the three others, William Rapp, whose record equals the length of the leader's; Ames Clark and Peter Reynolds, were apparently fleeing on foot.

Although the footprints indicated that the four had avoided the Pocantico Hills estate of John D. Rockefeller, which adjoins the grounds of the institution, guards searched the grounds.

Dressed only in the regulation khaki prison uniform, the men managed to elude the posse which set out after them. State troopers and police reserves in the adjacent counties guarded all roads, and the alarm was flashed to Police Departments all over the southern end of the State, and to New York, where Sirico was captured a year ago by a ruse. At that time a "kite," or smuggled letter, was forged and mailed to Sirico's last known address, inviting him to a party celebrating a prisoner's release. He appeared at the address given with another escaped prisoner and both were captured.

The four fugitives, all of whom, except Sirico, were serving short terms for unlawful entry, had apparently waited until today, when keepers would be busy preparing for the holidays, to stage their escape. The four-inch snowfall and the heavy cold did not deter them, although they were lightly clad.

The posse, headed by Warden Romanus Fellman, followed their tracks through the open country but lost them when they led into the Bronx River Parkway at Valhalla.

**Backs Ahearn for Borough Head.**  
The Broome Street Boys' Association, at its annual entertainment and dance last night at Clinton Hall, 151 Clinton Street, endorsed the candidacy of Edward J. Ahearn, leader of the Fourth Assembly District, for Borough President of Manhattan, to succeed Julius Miller, who was recently elected to the Supreme Court.

**REMEMBER**  
The Hundred Neediest Cases.

**MRS. JA  
ROBE**

**Four Hold-  
Rooms a  
Wife**

**TAKE HE**

**She Is Made  
—Apartment  
Raid**

**Jewels and  
at \$12,200 w  
Sadie Benny  
comedian, by  
day night in**

the courtroom.

Only witnesses for the State and defense, court officers, counsel and newspapermen were admitted to the court.

The defendants, Fred Fisher, Samuel Kamel, Samuel Mudarri, Richard L. Healey and Joseph J. Mudarri Jr., were arrested in an automobile in the South End about a month ago.

George Lannan, Andover butcher, testified to being held up at his camp by four of the men on the night of Nov. 19. He identified all but Healey as men who held up him and a party of friends, beat his son and clubbed a guest with a pistol.

said it would be better to consider the budget as a whole when scheduling efforts to prune \$40,000,000 from the budget. Piecemeal nibbling at it now, he said, might retard the more comprehensive reduction program.

The only Alderman to vote with the Mayor, minority leader Joseph Clark Baldwin III, said the board's motivation in overriding the veto would be to placate politics.

Alderman Francis D. McGarey replied that it was Mayor McKee who was playing politics, "petty politics," he said.

In offering his motion to override the veto, Aldermanic Pres Dennis J. McMahon declared the reductions made by the board were the "first concrete step taken by any branch of the City Government to cut expenses."

Economies voted by the board, the elimination of three city commissioners and of the office of assistant Mayor followed the suggestion of Mayor-Elect John P. O'Brien said.

Meanwhile Mayor McKee called from his home, where confined by illness, for a special tomorrow of the Board of Aldermen to begin the task of slashing from the budget.

## MEN'S all-wool flannel ROBES

Novelty stripes  
with fringed waist  
of same material:  
sizes small, medium  
or large; green,  
wine, blue or  
brown. ODD LOTS.

\$2

## BOYS' kip rubber boots

\$1.69

With heavy corrugated  
soles—strongly reinforced—cloth lining  
—sizes 11 to 6 in  
lot. ODD LOT.

## SHOE KATES

## FIVE POLICE HURT IN GLASGOW RIOT

### Christmas Shoppers Flee Unemployed Marchers

### Thousands in Line—Detective Thrown Into the Clyde

GLASGOW, Scot., Dec. 22 (A. P.)—Christmas shoppers hurried to places of safety today when a riot developed as several thousand persons were marching through the city in an unemployment demonstration.

Five policemen were injured, two of them seriously.

The demonstrators started their march after seven Labor members of the City Council had been suspended from the Council as the result of a dispute over whether to receive a deputation from the jobless.

All of the injured policemen were taken to hospitals. A detective, thrown into the Clyde, was rescued with difficulty, and one mounted constable fell from his horse. The rioters chased several other policemen.

### CRIPPLED CHILDREN BEGIN CHRISTMAS CELEBRATION

One hundred and forty pupils of the Industrial School for Crippled and Deformed Children began their Christmas celebration yesterday afternoon at the schoolhouse in St. Botolph st with a concert of carols.

Miss Mabel Starbird, teacher of music in the school, had trained the chorus, and it did her teaching great credit. These pupils have had misfortunes of one bodily sort or another, all of them. But their voices are entirely unharmed, and the chorus singing had a quality that pierced right through to the heart of the hearer.

### PETITION DISMISSED IN WILL OF M

### Judge Is Convinced Not Easily Influenced

SPECIAL DISPATCH TO THE  
SALEM, Dec. 22—Petition services on the \$100,000 will of E. Murray of Andover, for Murray Bros. Inc., wholesale of Lawrence, opened for day's hearing before Judge White in Probate Court here and was dismissed. Frank Murray, 79-year-old brother of the testator, was petitioner.

Testimony pictured the three Murray brothers at the farm of their father at East Lebanon, Me. George going to school and later to Colby College, while Frank remained to care for his father in his advancing years and his sister, who was blind. George, with his brother Charles, founded the grocery business in Lawrence and on the death of Charles, George became sole owner.

He accumulated money and property and under a second will drawn by attorney Matthew Clegg, his friend 27 years, left \$2000 in trust for his brother Frank.

### "ECONOMY INAUGURATION" FOR GOV-ELECT LEHMAN

ALBANY, N. Y., Dec. 22 (A. P.)—The customary military parade and honorary escort have been abandoned for the "economy inauguration" of Gov. Elect Herbert H. Lehman, Jan. 2, which President-Elect Roosevelt will

THE DAILY BOSTON GLOBE 23 DECEMBER 1932

surerly, colder weather, with a  
lity of snow flurries in the fore-  
is in prospect for Chicago for  
mas, according to the prediction  
last night by Forecaster J. R.

The temperature is expected  
er around 45 or 50 degrees, con-  
bly above normal. Rain is prob-  
day. The coldest Dec. 24, and  
oldest day ever recorded in Chi-  
was in 1872, when the thermom-  
uched 23 below zero. The coldest  
mas was in 1924, when the mark  
below, and the mildest in 1895,  
6 was registered.

Herman N. Hundesen, president  
board of health, issued a warn-  
esterday against pneumonia, the  
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when he reached the

the first bloodhound failed to  
officers sent another into the  
, but it came back looking  
crestfallen and they are won-  
what power Hoffman holds  
Mississippi's best trackers.

## Electric Lights Fail, Baby in Xmas Candle Light

ing, Ill., Dec. 23. (P) A son  
born to Mr. and Mrs. Gallus  
of Chaywick at a local hos-  
pital typical Christmas atmos-  
For the first time in the his-  
tory of the hospital the electric lights  
Resourceful nurses obtained a  
of Christmas candles and the  
was born in the candle light.

the south side black belt cried.

The Good Fellow isn't looking for a  
scene. His pleasure is deeper than  
anything registering on the five senses.

### Appearances Deceiving.

The Good Fellow isn't disappointed  
if his assigned family has the out-  
ward appearance of a fair degree of  
comfort. A clean kitchen doesn't al-  
ways indicate a stocked pantry. He  
isn't repulsed by squalor; children are  
entitled to a Christmas regardless of  
failings of their parents.

So the Good Fellows today will start  
on their errands prepared to accept  
conditions as they find them. Intelli-  
gently informed of their missions and  
thankful that they are able to bring  
cheer into homes where there would  
be none of the Christmas merriment  
without their visits. And later tonight  
and tomorrow, after the baskets are  
delivered, the Good Fellows may feel  
lighter of heart for having done their  
bit.

## German Reds Set Fire to Christmas Tree in Riot

WUPPERTAL, Germany, Dec. 23.—  
(P)—The municipal Christmas tree in  
the public square went up in flames to-  
day when, in the course of communist  
rioting, demonstrators defied police  
bullets, poured kerosene on the lower  
branches and set it afire. Three men  
were seriously wounded by gunfire.  
Windows were broken and street lamps  
torn up.

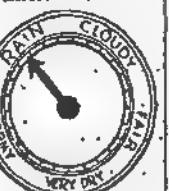
## THE WEATHER

SATURDAY, DECEMBER 24, 1932.

Sunrise, 7:16; sunset, 4:24. Moon rises at  
6:31 a. m., tomorrow. Mars, Venus, and  
Jupiter are morning stars. Saturn is an  
evening star.

Chicago and vicinity—  
Rain, somewhat  
warmer, Saturday;  
moderate to fresh  
southeast to south  
winds; unsettled and  
much colder Sunday,  
possibly snow,  
flurries in forenoon.  
Illinois—Rain, colder  
in south portion  
Saturday; Sunday  
generally fair in south, unsettled in north;  
colder.

### TRIBUNE BAROMETER.



### TEMPERATURES IN CHICAGO

MAXIMUM, 10 A. M. ....	43
MINIMUM, 1 A. M. ....	39
3 a. m....40	Noon .... 43
4 a. m....40	1 p. m....43
5 a. m....41	2 p. m....42
6 a. m....40	3 p. m....43

the 18th amendment or modifi-  
cation of the Volstead act had been  
in the judiciary committee and a  
to die.

Vainly did he try to stir his  
leagues with the tart remark, "There  
is no one who does not know  
whether he is going to vote  
per cent beer or against it."

Against the solid wall of sena-  
tion and the natural desire  
Democrats to reap the credit for  
selves, he was forced to fall b  
defeat.

Up in the gallery Bishop  
Cannon Jr. looked on.

### Promise Speed for Collier Bill

Out of the pieces the wets  
ever, were able to construct on  
soling fact.

The debate led Senator Re-  
into giving an unqualified pledge  
he would do his best to see that  
Collier bill was not delayed.

For that pledge the wets  
thank Senator David L. Walsh  
Massachusetts, a Democrat and  
self an ardent wet. For it was  
ator Walsh who thrust into the  
of one of the famous Robinson  
odic sentences to demand whether  
Democratic leader would move  
charge the judiciary committee  
consideration of the Collier bill  
of an effort to delay the measure  
discovered.

"Beyond any question," said  
Robinson shot back. "I hold  
and the party to which I belong  
mitted to the policy of passing  
this question, and I carry this re-  
sponsibility unhesitatingly and without  
derivation."

### Failure of Move Foreseen

That was after the vote had  
taken, with its 26 Democrats,  
publicans; and 1 Farmer-Lab  
against the Bingham motion, and  
11 Republicans and 12 Democ-  
its favor.

It had been known that Sen-  
Bingham's move could not succeed  
ever since the Democrats had  
morning conference and there  
not go along. The Democratic  
however, had followed the confi-  
with one of their own. Having  
served the right at their party  
by going to their own way if they  
they, voted to keep their record  
by supporting the Bingham move.

What the Connecticut senator  
to do was technically comple-



# RACIAL SEGREGATION OBSTACLE IN EFFORTS TO SHOW PRIVILEGES

Buck Hill Falls, Pa. (UPI) — American diplomacy has done little toward Christianizing international relationships, a prominent Methodist Church official said today. The Rev. Garland Evans Hopkins of Washington, D. C., told the recent annual meeting of the Board of Missions and Church Extension of the Methodist Church that Americans can "influence effectively the international scene Christian pattern," he said. "The U. S.

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Hopkins declared in a report to the board's 200 members. Separate America from a position moral leadership among the nations of the world." The pattern of segregation is the "weak spot in our domestic life," Mr. Hopkins went on, adding:

"Somehow, we must find methods of interpreting the fact that large minority groups enjoy more privileges here than anywhere else in the world without seeming to offend our undemocratic and unchristian practice of racial segregation."

## INTERTIME NEAR, GETS ELECTRIC FAN

Liberal, Kans. (UPI)—Back in 1943

hadn't received the fan.

Last August the Draft Board was reactivated and Miss Fulton again became clerk.

Recently she received a package from the government on one of the coldest days since the board resumed work.

It contained an electric fan.

## MISSOURI STUDENTS STAGE YULE PROTEST

Columbia, Mo. (UPI) — Irate University of Missouri students, unhappy because they weren't granted as long a Christmas holiday as they wanted, burned a Christmas tree and marched on the home of President Frederick A. Middlebush Wednesday, ringing cowbells and shouting.

But Dr. Middlebush wasn't at home. He was in his office and said he had no comment at this time.

The students returned to Jesse Hall, the institution's administration building.

The demonstrators shouting and singing Christmas carols, dragged a Christmas tree out of the building and set it afire. The Columbia Fire Department put out the fire.

Then the demonstrators turned to a tour of the campus, disrupting classwork everywhere. By that time there were several thousand students in the milling, shouting groups.

The university calendar provides for the vacation to start the Wednesday before Christmas. The students asked that they be dismissed at noon the Saturday before Christmas.

## LIFE'S SAVINGS LOST

Miss Marion Krueger, 45, of Newark, N. J., was robbed recently of \$1,000 by two female confidence operators. She had saved the money by years of work as a scrubwoman. Miss Krueger re-

ported she withdrew her \$1,000 "collateral" after the women failed to split \$1,600 Miss Krueger thought they found on the street as she looked on. All she had away with, she told police, was an envelope full of newspaper clippings.

## EX-PREMIER, IN JAIL, WILL BE CANDIDA

Tokyo (UPI) — Hitoshi Ashida, till recently premier of Japan, was in jail on bribery charges today. He has done nothing to be ashamed of," he insisted from his cell.

The Tokyo prosecutor's office accused the 65-year-old Ashida of accepting bribes from a contractor who was head of the government—Mar. 1948, to Oct. 6. It also sought the rest of another politico.

Ashida admits he received unspecified sums of money but al-

## Sterling's

For

Custom Floors

Kentile

Rubber Tile

Armstrong Linoleum

ALSO

Broad Loon Carpet

Felt Base Flooring

Rugs \* Stair Carpet

Venetian Blinds

By

Staff of Expert Mechanics

## Sterling Furniture Co.

South Norwalk

43-65 No. Main St.

## ELECTRIFY

Your Old  
Sewing Machine  
Any Make



WE PAY  
SPOT CAS  
For Your O  
Singer, Rec  
Bobbins.

Deposited. No obliga  
tion to buy anything  
REPAIRS ON

WASHINGTON — Negroes, American Indians, Orientals and other non-whites ought to be counted in figuring the annual immigration quota, according to the President's Commission on Immigration and Naturalization.

The McCarran-Walter Act, like the preceding Immigration Act of 1921, counts only the

white population of the United States in calculating immigration quotas.

The commission declares that the failure to include Negroes and other non-whites "is a discriminatory and unwarranted provision which should be eliminated from the law."

THE COMMISSION'S report likewise declares that the na-

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COURIER (PITTSBURGH, PA) 10 JAN.

## 2,000 Charge Patrol Car

# Avoid Christmas Riot; Cop Hurt

NORFOLK, Va.—(ANP)—This seashore city in the heart of the Negro belt of Virginia barely missed a disastrous riot. Christmas afternoon as an estimated crowd of 2,000 Negroes charged police bars and stole some of the prisoners.

It was not clear at first what led to the big rhubarb, but one account was that the mob became enraged at the officers with Negro prisoners in their custody, and others were wrought up over the possible interference by police of the throngs roller-skating in the streets.

Fourteen men and women were arrested as a result of the melee. The charges against them ranged from assaulting a police officer and carrying concealed weapons to disorderly conduct and failing to move on when ordered to do so.

Police Patrolmen J. C. Wade and D. F. Stevens told this story:

They were dispatched to the Berkley section where the trouble started to pick up a man injured in a fight. They loaded Joseph

Corpses into the patrol car to take him to the hospital.

As they were ready to leave, about 2,000 bystanders blocked off the streets and refused to let their car through.

The patrolman radioed for help and about seven cars and a patrol wagon were sent to assist them. As the cars arrived the leaders of the trouble left, but not before a police officer had been assaulted twice and a number of concealed weapons began to appear.

## ASTHMA SPASMS

### Liberal Supply Free

The development by French Chemists of a palliative formula for easing the difficulty in coughing and breathing caused by spasms of Bronchial Asthma brought such striking results that its fame quickly spread over Europe. Now introduced in the United States as Bel-Din. This preparation contains the same active ingredients and aids as a palliative to ease gasping, choking, and the feeling of suffocation that oftentimes accompanies Bronchial Asthma. The Montrose Sales Company, Inc., Dept. 537-D, Montrose, Calif., is anxious that all sufferers from Bronchial Asthma Spasms try this preparation. They will send a liberal supply free to

## Kidney Irritation May Cause BACKACHE

If you are embarrassed and bothered by Getting Up Nights (too frequent, burning or stinging urination), Backache, Bladder Cramps, Strong Cloudy Urine or Pressure over Bladder, due to minor Kidney and Bladder Irritation, ask your druggist about CYSTEK. Such symptoms may result in loss of sleep and then you can't help feeling tired and depressed. Popular for 25 years, CYSTEK frequently brings delightful soothing relief through its action as a urinary bactericidal (non-specific germ inhibi-



# 2,000 Disrupt City Hall Lighting of Yule Tree

By CHARLES G. BENNETT

Two thousand cheering, jeering Park Department employees shoved through police barriers at City Hall last night and disrupted the annual ceremony of lighting the Christmas tree.

The demonstrators, at first confounding their marching to Park Row bordering City Hall Park, waved flashlights, shrieked and screamed through the National Anthem, Christmas carols and speeches that lauded peace and friendship.

Someone apparently tore up wires connecting the switch Mayor Lindsay was to use in lighting the tree in City Hall Park, just south of the main City Hall entrance. When the Mayor threw the switch, the lights failed to go on.

An electrician finally turned the lights on 26 minutes after the ceremony got under way at 5 P.M.

After the switch failed to turn on the lights, Mayor Lindsay, who with other top city officials had been standing on City Hall's steps attempting to go through with the program, gave up and returned to his office. Most of the others left with him. The rumpus caused the Mayor to cancel his planned annual Christmas message to the city.

Shortly before the Mayor gave up, Controller Mario A. Procaccino struggled through a brief scheduled speech. The pickets were jeering so loudly few could hear him. But one official, standing near the Controller's side, said that one line of Mr. Procaccino's speech, under the circumstances, was especially apt.

This was: "This is the time when people forget their differences and unite in the spirit of unity and friendship."

Also put to rout when the ceremony was abandoned were

## Park Employees Shout and Jeer During Ceremony to Press Demands

two choral groups that had attempted to sing Christmas carols over the din. They were the red-robed mixed chorus of the Equitable Life Assurance Society and the glee club of the School of Education of Fordham University.

The demonstrators were protesting asserted delays by the city in handling their grievances. They claimed violations of their contract covering such items as promotions, overtime, out-of-title work, involuntary transfers and "much more."

Some of the union leaders said that if the demonstration did not get immediate results, "We're going to hit the bricks," meaning they planned to go on strike.

One sign the pickets carried read: "Stop hiring chiefs, we need Indians," a reference to high salaries paid to some of

the city's top employees and Park Commissioner Thomas P. F. Hoving's failure to hire more park personnel. Another sign blazed forth: "We can't live on promises."

Some of the top officials on the scene appeared to be distressed by the fiasco, but none appeared very angry.

Mr. Hoving, who presided at as much of the ceremony as went on, said: "I am very much upset. This is not in accord with the Christmas spirit."

Mayor Lindsay said nothing immediately, but after half an hour he issued a statement through his office.

"As a citizen and as Mayor I regret this disruption of a Christmas ceremony on the steps of City Hall," it said.

Police Commissioner Howard R. Leary was standing at the top of the steps when the pickets, who had been marching around City Hall Park, pushed through barricades to mass in front of City Hall steps soon after the ceremony got underway.

He said he did not plan any police action against the pickets.

## Presbyterians Urged to End Discrimination in Seminaries

ST. LOUIS, Dec. 15 (UPI) — The United Presbyterian Church has failed to eliminate racial prejudice in its ranks, the head of the Presbyterian Interracial Council said today.

The Rev. James E. Jones of Los Angeles, a Negro, said he was concerned mainly with "glaring discrimination" involving the number of Negro Presbyterian seminary students.

"There were only seven Negro United Presbyterian stu-

all the six accredited church seminaries this fall," he said in a statement.

Mr. Jones, pastor of the 1,300-Negro-member Westminster Presbyterian Church in Los Angeles, said it appeared that theological schools had not heeded the advice of church leaders who have declared the church "well on the side of racial equality and justice."

**DO NOT FORGET THE NEEDIEST!**

**ADDITIONAL BOOK ADVERTISING  
ON FACING PAGE**

"R" THE NEW YORK TIMES 16 DEC. 1966 "ier"

*In Concord, N.H.*

# Disturbance leaves 135 cells unusable

CONCORD N.H. (AP) — Officials looked for ways today to feed and house scores of inmates after a Christmas Day rebellion left half the cells at the state prison unusable and the kitchen and dining hall heavily damaged.

The disturbance, which began during the noon Christmas meal, was thwarted within a few hours, but not before the prisoners started several fires, including one in the kitchen storage area.

About "three or four" prison employees were taken hostages, but later escaped as the prisoners stormed into the main cellblock and police fired tear gas, prison officials said.

One of the hostages, the prison steward, suffered cuts and lacerations. A spokesman for the Concord Hospital said another prison employee and a fireman were treated for minor injuries and released.

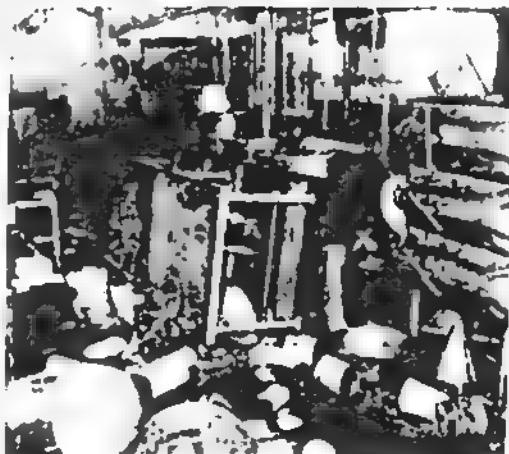
The inmates began returning to their cells Thursday night after spending more than five hours isolated in a snow-covered, open courtyard in near zero temperatures.

"It was obvious that these guys were cold, shocked and really wanted no part of any more disturbances," said Martin Gross, a member of the prison board of trustees who served as a prison spokesman.

Gross said it would be some time before the kitchen and dining area could be used again. He said 135 of the 249 cells in the main cellblock were heavily damaged by smoke and water and could not be used.

The disturbance, prison officials said, began after about 140 inmates in the dining hall demanded that less than 20 prisoners confined for disciplinary reasons be allowed to join them on Christmas Day. The demand was rejected.

Gross said the inmates refused to leave the dining hall, took nearby hostages and stormed the main cellblock. Some inmates began setting the fires while others overturned tables and ran-



Disturbance aftermath

sacked the kitchen and dining hall.

State police were called in and fired tear gas into the cellblock, forcing the inmates — some armed with eating utensils — into the open courtyard. Gross said there was no "direct confrontation" between the police and inmates.

Gross said that the prisoners were fed C-rations Thursday night and that hot meals probably would be sent from the state mental hospital later today. Some of the prisoners were transported Thursday night to various county jails.

The prison has about 200 inmates, but some were believed on holiday furlough. About 40 inmates were in an annex and not involved with the disturbance.

The prison, 1½ miles from downtown Concord and the State House, has been the scene of numerous problems in recent months, although no major disturbances.

Warden Raymond Helgeman last summer ordered a general lockup because of "indiscriminate acts of violence" among prisoners. About a

third of the prison population went on an eight day hunger strike last month, saying they were being served rotten food.

Nearly two dozen inmates have filed a petition in U.S. District Court complaining about the food, but prison officials said the food was carefully checked and "basically sound."

During the height of the Christmas Day disturbance, some prisoners shouted "Merry Christmas" to firemen who climbed to the top of the main building to douse flames set inside the cellblock. Fire officials said the fires were quickly controlled.

A local pool reporter said the cellblock was covered with an inch of water used to put out the flames. He said the dining and kitchen areas did not suffer fire damage but were ransacked, and the storage area, which had held about three months of food staples, was destroyed by flames.

"The inmates went through and just turned everything over. There's food scattered three inches deep," the reporter, Ken Texor of the Concord Monitor, said.



Antidraft protesters and police at Central Square Post Office in Cambridge.

GLOBE PHOTO BY JOE BUNCI

## Christmas-tree battle ends day of draft protest

By Edward Guill  
Globe Staff

A peaceful antidraft demonstration yesterday morning at the Central Square post office in Cambridge escalated by early afternoon into a battle of Christmas trees. Following an uneventful picketing that began at midmorning to circle in front of the post office, protesters stormed the building and tried to barricade the doors with used and unused Christmas trees of the holiday season.

A tug-of-war ensued shortly after 1:30 p.m. between 15 protesters armed with the trees and 10 US postal security guards determined to keep the entranceways clear. The guards pushed the protesters and the trees back onto the steps of the post office located across Massachusetts Avenue from Cambridge City Hall.

Spreading the trees across the length of the steps, the demonstrators attempted to prevent patrons from doing business inside the building on the second day of draft registration for 18-year-olds. That attempt was successful for a minute or so, but the guards shortly cleared two paths on each side of the steps, and patrons were able to enter and leave the post office.

Some with their faces painted red to simulate blood, the protesters then fell on top of the trees and enacted a mock massacre of civilians killed in a hypothetical war. They sang, "We wish you a Merry Christmas and a happy no war."

"The trees are a peaceful symbol of the holiday season," said antidraft protester David Affler, 21, of Somerville. "The registration law has taken away

the real Christmas of 18-year-olds who're supposed to register for the draft. The United States is subverting Christmas, just as it did with the Christmas bombing of North Vietnam." Yesterday was the Feast of the Epiphany, the last day of the Christmas season, Affler said.

A picket line of about 50 persons circled in front of the post office earlier in the day, made up of members of the Boston Alliance Against Registration, as well as Veterans Against Foreign Wars. The demonstration was orderly except for several brief scuffles during the morning involving a man who identified himself as Robert Evans, 21, of Somerville. Evans tried to snatch a sign from a picket, but was stopped by several others in the line. He returned a few minutes later and another altercation took place. A police cruiser then arrived and removed him from the scene. No arrests were made. "You have to fight for your country," Evans said. "If they don't want to, let them go somewhere else."

Cambridge Police Capt. Henry Breen, who conferred with a deputy fire chief and postal officials following the Christmas tree incident, said: "The trees are on the steps and the steps come under federal jurisdiction. The sidewalk is city property. We're going to allow the protesters to continue their demonstration, provided they do it in an orderly manner." When the protesters left the scene at 3 p.m., they left the trees on the steps. Postal guards then tossed the trees onto the sidewalk and city workers came and removed them.



AP PHOTO

## A MELEE !

David Meyer, left, of San Jose, Calif., loses his glasses after being hit by an unidentified man during a Ku Klux Klan rally yesterday morning in Cincinnati. Police estimated that 1,500 protesters met about a dozen Kansmen who erected a cross as a response to a U.S. District Court ruling allowing a menorah to be erected on Fountain Square for the eight-day Hanukkah observance. Police reported seven arrests at the pre-Christmas protest.

Christmas  
Eve

To The  
10th Annual  
Christmas Eve  
Light Service

## Thieves try to steal Christmas but fail

SPARTANBURG HERALD-JOURNAL 23 DEC. 1990

is getting back at the people who tried to steal his Christmas.

ited Christmas trees

trees was a very sick thing to do, said Givens, who has sold Christmas trees for AIDS relief since he was diagnosed with AIDS



Athens's giant Christmas tree burns in front of the Greek parliament last night.

## Shoppers flee as police, youths clash in Athens

By ELENA BECATOROS  
and DEREK GATOPoulos  
Associated Press Writers

**Athens, Greece** - Masked youths set up burning barricades and threw fire bombs and chunks of marble at riot police Thursday, after a protest march erupted into new fighting that sent Christmas shoppers and panicked parents fleeing to safety.

Mothers snatched children from a carousel in the main square. Waiters stumbled from cafes choking on tear gas fired by police at rioters trying to burn the capital's Christmas tree, replaced just days ago after another tree was torched.

After two weeks of unrelenting rioting set off by the fatal police shooting of a teenager, a slogan spray-painted outside the Bank of Greece summed up the mood as Greeks prepared for Christmas: "Merry crisis and a happy new year."

But protesters' call for European-wide demonstrations of support — urged in banners defiantly unfurled from the ancient Acropolis on Wednes-

day — met with no apparent response.

Thursday's clashes broke out in front of Parliament at Syntagma Square during a demonstration against police brutality. The Dec. 6 death of 15-year-old Alexandros Grigoropoulos unleashed rage that has fed off widespread dissatisfaction with economic hardship, social inequality and the unpopular conservative government's policies.

About 200 youths wearing masks put up burning barricades in the streets of the Kolonaki district, throwing gasoline bombs and hammering chunks of marble and concrete off buildings to hurl. Police answered with volleys of tear gas and stun grenades.

As the fighting escalated, frightened parents hurried their children away from the carousel in Syntagma Square. Riot police formed a line at the replacement Christmas tree and fired tear gas to drive off youths trying to set it ablaze.

Businessmen and shoppers ran for cover on Voukourestiou Street, while motorscooter and motorcycle drivers on a nearby road screeched to a halt,

blinded by the tear gas.

Athenians, some angry but many stoically resigned to the fighting, picked their way past burning barricades and rocks scattered on the streets, carrying home groceries and Christmas presents. Many residents and shop owners in the city center now carry surgical or gas masks for protection against tear gas.

Police said they made at least three arrests as violence persisted past sunset then tailed off. They did not immediately have any information on injuries.

Since the rioting began, hundreds of businesses have been smashed, burned or looted in cities across Greece.

Shop owners say they are having trouble making ends meet because of daily demonstrations and road closures and because many customers are afraid to venture into the city center.

The clashes have left many Athenians fearful and jumpy. Many people appeared to blame the riot police for bringing trouble to their neighborhood.

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Delivery through Wednesday: \$3.85 per week.

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MERRY CRISIS  
AND A HAPPY NEW FEAR

